

Columbus City Bulletin



Bulletin 43
October 26, 2002



Proceedings of City Council

Vol. LXXXVII

Saturday, October 26, 2002

NO. 43

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO. 45 MONDAY, OCTOBER 21, 2002 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, Jennette B. Bradley, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

DEFEATED LEGISLATION

1514-02 To revoke resolutions 159X-87 and 15X-98 and to express the City's policy for extending water and sewer services beyond the City's corporate limits.

THE CITY BULLETIN Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215. The City Bulletin contains the official report of the proceedings of council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, and details pertaining to official actions of all city departments.

Subscriptions by mail, \$164.00 a Year in advance.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, OCTOBER 21, 2002:**Transfer Type:** D1, D2, D3, D3A**To:** DR Dream Enterprises LLC

521 N Park St

Columbus Ohio 43215

From: Club Charlies Inc

DBA Charlies Night Club

3599 Lockbourne Rd 1st Fl & Bsmt

Columbus Ohio 43207

Transfer Type: D5**To:** Bethel Host Inc

DBA Texas Roadhouse

1540 Bethel Rd

Columbus Ohio 43220

From: Armina Ruth Edwards

DBA R&E Grill

1626-28 Maryland Ave

Columbus Ohio 43203

Stock Type: D5, D6**To:** Central Restaurant Supervision Corp

DBA Hagens Ale & Tee

Enclosed Rear Patio & Bsmt Storage

460 S Front St 2nd Fl Patio

Columbus Ohio 43215

ORDINANCES**ORD. NO. 1454-02**

To adopt the South Side Plan as the principal guide for development, redevelopment, and improvements within the South Side Planning Area.

WHEREAS, the purpose of the South Side Plan is to guide future development, redevelopment, and improvements within the South Side Planning Area; and

WHEREAS, the South Side Planning Area is defined as that portion of the south side bound by Frebis Avenue and Nursery Lane on the north, Alum Creek on the east, State Route 104 on the south, and the Conrail tracks on the west; and

WHEREAS, the Plan's recommendations address land use and zoning, housing, commercial and industrial development, parks and recreational facilities, streets and traffic, sewers and storm water drainage, streetscape improvements, historic resources and preservation, and city services; and

WHEREAS, the South Side Planning Committee, made up of stakeholders from throughout the planning area, created the provisions of the plan; and

WHEREAS, the Planning Division assisted the planning committee on preparing the plan and managed the review and adoption process; and

WHEREAS, numerous meetings with the planning committee and a public open house were held as part of the public planning process; and

WHEREAS, the Council of South Side Organizations and the Columbus Development Commission have reviewed the plan and recommended that it be adopted by City Council; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the South Side Plan is hereby adopted to serve as the principal reference document when making decisions about development, redevelopment, and improvements within the South Side Planning Area.

Section 2. That the Development Commission and all departments and divisions of the City administration are hereby authorized and directed to use the South Side Plan and adhere to its provisions.

Section 3. That the Department of Development is directed to monitor the use of the South Side Plan, and to present to City Council any amendments necessary to keep the plan up-to-date.

Section 4. That copies of the South Side Plan will be kept on file in the Planning Division, Department of Development.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1513-02

To authorize the Director of the department of Development to enter into an agreement with The Huntington National Bank for a tax abatement of seventy-five percent (75%) for a period of ten (10) years, in consideration of a proposed \$8,800,000 investment in real and personal property, the retention of 602 full-time employees, and the creation of 43 (forty-three) full-time employees, contingent upon approval of the expansion of the Enterprise Zone by the City of Columbus and certification of the expansion of the Enterprise Zone by the State of Ohio.

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation Ordinance Number 779-85, dated April 22, 1985; and

WHEREAS, the Ohio Development Department approved this designation under State of Ohio enterprise law, by letter dated June 12, 1985; and

WHEREAS, The Huntington National Bank plans to renovate a 175,000 square foot facility to accommodate expansion and relocation; and

WHEREAS, the expansion and relocation will add approximately \$8,800,000 in investment within the City; and

WHEREAS, the expansion and relocation will create 43 new full time jobs and retain 602 full-time jobs; and

WHEREAS, the incentive is contingent upon the approval of the expansion of the Enterprise Zone by the City of Columbus and certification by the State of Ohio; and

WHEREAS, the City desires to enter into such a binding, formal agreement in order to foster economic growth; and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of the Department of Development is hereby authorized to enter into an Enterprise Zone Agreement with The Huntington National Bank and to provide therewith an exemption of seventy-five percent (75%) on real property improvements and furniture & fixtures for a term of ten (10) taxable years in association with the project's proposed \$8,800,000 investment.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period permitted by law.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1515-02

To authorize the Public Utilities Director to modify an existing contract with Dukes Sales & Service, Inc., for Root Control Services for use at the Sewer Maintenance Operations Center within the Division of Sewerage and Drainage; to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund. (\$20,000.00)

WHEREAS, EL000229 with Duke's Sales & Service, Inc., authorized the purchase of Root Control Services for the Division of Sewerage and Drainage; and,

WHEREAS, the Division requests to modify the contract to increase the contract in the amount of \$20,000.00; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Public Utilities Director be and he is hereby authorized to execute a modification of EL000229 with Duke's Sales & Service, Inc., for Root Control Services, increase in the amount of \$20,000.00.

Section 2. That for the purpose stated in Section 1 hereof, the expenditure of \$20,000.00, or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating fund. Fund No. 650, as follows:

Division No. 60-05 - Department of Public Utilities

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
605089	03	3375	\$20,000.00

to pay the cost thereof.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1526-02

To authorize the Finance Director to assign to Vorys, Sater, Seymour and Pease, L.L.P., all past, present and future legal services provided to the City of Columbus by Ransier & Ransier, L.L.P., and to declare an emergency.

WHEREAS, the City of Columbus, City Attorney's Office contracted for legal services on behalf of the Development Department, to provide advice on Tax Incentive Agreements and related issues with Ransier & Ransier, L.L.P., DE017066; and

WHEREAS, both principals of Ransier & Ransier, L.L.P., have subsequently -became employed with Vorys, Sater, Seymour and Pease, L.L.P.; and

WHEREAS, modification to the Ransier contract recognizes that change; and

WHEREAS, in order for the Development Department to have uninterrupted service it is necessary to assign all past, present and future business with Ransier & Ransier, L.L.P., to Vorys, Sater, Seymour and Pease, L.L.P., including the balance of \$13,045.85, encumbered on purchase order DE017066; and

WHEREAS, an emergency exists in the usual daily operation of the Development Department, in that it is immediately necessary to make such an assignment, thereby preserving the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Finance Director is hereby authorized and directed to assign to Vorys, Sater, Seymour and Pease, L.L.P., all past, present and future City business with Ransier & Ransier, L.L.P., and to execute any and all documents necessary thereto.

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1531-02

To authorize an ordinance implementing section 3735.65 through 3735.70 of the Ohio Revised Code by renaming, adjusting the boundaries of and otherwise modifying a Community Reinvestment Area designated by Resolution No. 171X-92 adopted September 28, 1992; and to declare an emergency.

WHEREAS, City Council desires to pursue all reasonable and legitimate incentive measures to assist and encourage residential development and redevelopment in specific areas of the City of Columbus (the "City") that have not enjoyed sufficient investment or reinvestment in residential remodeling or new residential construction; and

WHEREAS, Columbus City Council Ordinance No. 1698-78 passed August 3, 1978, as amended by Ordinance No. 1345-02 passed July 29, 2002, authorizes the Columbus Department of Development to carry out a Community Reinvestment Program pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and establishes certain administrative procedures for that Program; and

WHEREAS, by Resolution No. 171X-92 adopted September 28, 1992, this Council designated the Neilston Community Reinvestment Area as a community reinvestment area as established by Sections 3735.65 to 3735.70 of the Ohio Revised Code; and

WHEREAS, City Council by this ordinance intends to, among other things, adjust the boundaries of the Neilston Community Reinvestment Area, modify the classes of residential Improvements (as defined herein) eligible for tax exemptions therein and the periods and amounts of exemptions applicable to those Improvements, and rename that community reinvestment area the Jeffrey Residential Community Reinvestment Area; and

WHEREAS, by Ordinance No. 0546-02 passed April 8, 2002, this Council established and provided for a tax increment financing within the area of the proposed Jeffrey Residential Community Reinvestment Area; and

WHEREAS, as required by Section 3537.66 of the Ohio Revised Code, a survey of housing (the "Survey") has been made for the area to be included in the proposed Jeffrey Residential Community Reinvestment Area and described and depicted in Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, the Survey shows the facts and conditions relating to existing housing and undeveloped areas in the proposed Jeffrey Residential Community Reinvestment Area, including, among other things, evidence of deterioration and lack of new construction or repair or rehabilitation of substantial portions of that area reflecting that new housing construction and repair of existing facilities or structures are discouraged; and

WHEREAS, the construction of new residential structures in the Jeffrey Residential Community Reinvestment Area will serve to encourage economic stability, maintain real property values and generate new employment opportunities; and

WHEREAS, the construction of new structures for residential purposes in the Jeffrey Residential Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, it is the declared policy of the City to encourage the construction and remodeling of residential structures, including structures which may incorporate first floor commercial use with residential uses on the upper floors, and provision for tax exemption with respect to such limited commercial uses will support and encourage residential development and redevelopment in furtherance of that policy; and

WHEREAS, an emergency exists in that it is immediately necessary to create the Jeffrey Residential Community Reinvestment Area in order to permit commencement of the construction of improvements on the Jeffrey site and provide financing therefore, said immediate approval being in the interest of the City and future residents of the City in order to preserve, enhance and protect the public health, peace, property and safety; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That, as to the original designation of the Neilston Community Reinvestment Area, reference is made to Columbus City Council Resolution No. 171X-92 adopted on September 28, 1992 and approved by the Mayor on September 30, 1992, as the same has remained in effect without any amendments thereto.

Section 2. That the Neilston Community Reinvestment Area as modified by this ordinance is hereby renamed the Jeffrey Residential Community Reinvestment Area.

Section 3. That Section 2 of Resolution No. 171X-92, passed by City Council on September 28, 1992, shall hereby be amended to read in its entirety as follows:

Section 2. That based upon the Survey and on City Council's own knowledge of the facts and conditions existing in the proposed Jeffrey Residential Community Reinvestment Area, City Council hereby finds and determines that the area hereby designated as the Jeffrey Residential Community Reinvestment Area constitutes an area in which housing facilities or structures of historical-significance are located and new housing construction and repair of existing facilities or structures are discouraged."

Existing Section 2 of Resolution No. 171X-92 is hereby repealed.

Section 4. That Section 3 of Resolution No. 171X-92, adopted by City Council on September 28, 1992, shall hereby be amended to read in its entirety as follows:

"Section 3. That pursuant to Section 3735.66 of the Ohio Revised Code, the Jeffrey Residential Community Reinvestment Area is described and depicted as such in Exhibit A attached to this ordinance and incorporated herein by reference."

Existing Section 3 of Resolution No. 171X-92 is hereby repealed.

Section 5. That Section 6 of Resolution No. 171X-92, adopted by City Council on September 28, 1992, shall hereby be amended to read in its entirety as follows:

"Section 6. That the Housing Officer is authorized to enter into Agreements until the later of December 31, 2012 or the date upon which City Council revokes said authorization (the "Revocation"); provided, however, that no such Revocation of authorization would apply to an Improvement for which an Agreement (as defined herein) has previously been executed by the Housing Officer and which is completed within thirty-six (36) months of the Revocation."

Existing Section 6 of Resolution No. 171X-92 is hereby repealed.

Section 6.

(a) That within the Jeffrey Residential Community Reinvestment Area, tax exemptions on the increase in the assessed valuation resulting from improvements of or to real property as described in Ohio Revised Code Section 3735.67 (the "Improvements" or "Improvement") shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer. Applications for tax exemptions hereunder (the "Applications") must be filed with the Housing Officer no later than twelve (12) months after completion of the Improvement. Subject to the payments in lieu of taxes (the "PILOTS") described below, the term and percentage of the exemptions in the Jeffrey Residential Community Reinvestment Area shall be fifteen (15) years for the construction of new dwellings and commercial Improvements in or to such structures, all as described in Ohio Revised Code Section 3735.67(D)(3). All exemptions granted pursuant to this Section 6(a) shall be for one hundred percent (100%) of the assessed value of the Improvement. Except as specified in this Section 6(a), no exemption shall be granted under O.R.C. Section 3735.66 through 3735.70 in the Jeffrey Residential Community Reinvestment Area.

(b) Certain owners of structures for which a tax exemption is granted pursuant to Section (6)(a) hereof are hereby required to make PILOTS as described below with respect to the Improvements. Those PILOTS shall be calculated and made at the times and in the manner and amounts provided in the Agreements (as defined herein) applicable to those Improvements.

(i) PILOTS with respect to any residential Improvements eligible for an exemption under Section (6)(a) hereof shall be calculated based upon (x) twenty-five percent (25%) of the assessed value of such Improvements for each of the first ten (10) years of the tax exemption and (y) one hundred percent (100%) of the assessed value of such Improvements in each of the eleventh (11th) through the fifteenth (15th) years of the exemption.

(ii) Notwithstanding any other provision of this ordinance, PILOTS shall not be required with respect to residential Improvements to or constituting Affordable Housing. "Affordable Housing" as used herein refers to (x) housing eligible for Internal Revenue Code Section 42 low income housing credits or Internal Revenue Code Section 143 mortgage revenue bond financing, or (y) housing developed with other financial assistance provided by local, state or federal government for which a minimum of twenty percent (20%) of the tenants are means tested as to maximum income.

(iii) Notwithstanding any other provision of this ordinance, PILOTS with respect to commercial Improvements in or to a structure shall be as follows:

(x) For a structure in which those commercial Improvements comprise one-third or less of the gross square footage, the PILOTS for an exemption year shall be calculated based upon the same percentage of assessed value, if any, used for the calculation of any PILOTS for the residential Improvements to that structure for that year.

(y) For a structure in which those commercial Improvements comprise more than one-third of the gross square footage, the PILOTS for an exemption year shall be calculated based upon one hundred percent (100%) of the assessed value of those commercial Improvements.

(iv) There is hereby established the Jeffrey Residential Community Reinvestment Area PILOTS Fund (the "Fund"), and within that Fund a School Account and a City Account. There shall be deposited in the School Account amounts to be distributed to the Columbus City School District (the "School Share") as follows:

(x) in the first ten (10) years in which each Improvement is exempt from taxation, the School Share shall be one hundred percent (100%) of the PILOTS paid in respect therewith;

(y) in year eleven (11) and each year thereafter in which each Improvement is exempt from taxation, the School Share shall be the amount of the PILOTS paid in respect therewith that is equivalent to the amount of the taxes that would have been payable to the School District if the Improvement had not been exempt from taxation.

(c) Reference is made to Ordinance No. 0546-02 passed by City Council on April 8, 2002 (the "TIF Ordinance") establishing and providing for a tax increment financing within the area of the Jeffrey Residential Community Reinvestment Area. The applicable Agreement (as defined herein) shall set forth the corresponding precedence of the exemption under this ordinance and the related PILOTS and of the exemption under the TIF Ordinance and the related service payments in lieu of taxes thereunder (the "Service Payments").

Section 7. That the owner of any Improvement seeking a tax exemption pursuant to this ordinance shall, prior to the approval of the Application, enter into an agreement with the City substantially in the form of the agreement now on file with the Housing Officer (each an "Agreement" or collectively the "Agreements").

Section 8. That in connection with each Agreement, the Housing Officer is hereby authorized:

(a) when required or appropriate, to determine the corresponding precedence of the exemption under this ordinance and the related PILOTS and of the exemption under the TIF Ordinance and related Service Payments, but only after consultation with the City Auditor; and

(b) in connection with any determination of precedence, as aforesaid, to adjust the percentage, but not the duration, of any exemption under this ordinance to implement to the fullest extent possible the intent of this ordinance, consistent with the intent of the TIF Ordinance; and

(c) to make such changes to the specified form of Agreement as the Housing Officer determines to be not inconsistent with this ordinance and not substantially adverse to the City; and

(d) to execute Agreements for, in the name of and on behalf of the City, such execution evidencing conclusively the Housing Officer's approval of any change to the specified form of Agreement.

That all determinations of the Housing Officer pursuant to this ordinance or the Agreements (including but not limited to classification of all or a portion of a structure or Improvement as commercial, residential or Affordable Housing) are conclusive as to the subject matter of such determinations.

Section 9. That the Housing Officer and appropriate city officials are hereby authorized and directed:

(a) to coordinate the claiming of exemptions under this ordinance and under the TIF Ordinance; and

(b) to enter into agreements with the Franklin County Auditor and others, make such other arrangements, and take such other actions as may be necessary or appropriate to effect the coordinated and orderly billing, collection and handling of PILOTS and Service Payments; and

(c) to cooperate with owners of Improvements in causing, where appropriate, a split listing under Section 5713.04 of the Ohio Revised Code and in claiming and benefiting from the property tax exemptions provided for herein; and

(d) to enter into such agreements and take such other actions as may be necessary or appropriate to otherwise implement any part of this ordinance.

Section 10. That a copy of this ordinance shall be forwarded by the Housing Officer to the Director of the Ohio Department of Development within fifteen (15) days of its passage and to the Franklin County Auditor, and a copy of this ordinance shall be published in a newspaper of general circulation in the City once a week for two consecutive weeks immediately following its passage as described in Section 3735.66 of the Ohio Revised Code.

Section 11. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor or ten (10) days after its adoption and approval if the Mayor neither approves nor vetoes the same.

Note: Exhibit "A" on file in the City Clerk's Office.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1532-02

To authorize the City Clerk to execute and sign on behalf of the City of Columbus and the Columbus City Council the Petition of the Developer for the creation of the Jeffrey Place New Community Authority; and to declare an emergency.

WHEREAS, Jeffrey Place Development LLC ("Developer") (i) "owns or controls" within the meaning of Ohio Revised Code ("O.R.C.") Section 349.01(E) an approximately 43 acre site north of downtown Columbus, generally bounded on the south by 1670, on the west by Summit Avenue, on the north by First Avenue and on the east by railroad tracks, and (ii) is organized to carry out on that site a "new community development program" within the meaning of O.R.C. Section 349.01(B), and (iii) has requested the City to execute and sign a petition ("Petition") to create a new community authority under O.R.C. Chapter 349; and

WHEREAS, in preparation for the creation of the new community authority under O.R.C. Chapter 349, the Developer intends to file with the Franklin County Recorder a declaration of covenants and restrictions for The Jeffrey Place New Community Authority which will set forth real estate covenants, restrictions, community development charges, and other plans regarding the development, fees and obligations; and

WHEREAS, the proposed Petition has been presented to the City, and explanation of the proposed new community authority has been made to City officers by the Developer and a draft of the proposed petition is on file with the City Clerk; and

WHEREAS, an emergency exists in that it is immediately necessary to authorize the City Clerk to execute and sign the aforementioned Petition so that the new community authority may proceed to creation expeditiously in order to permit commencement of the construction of improvements on the site and provide financing therefore, all to serve the new community authority and its future residents, said immediate approval being in the interest of the City and future residents of the new community authority who will be residents of the City in order to preserve, enhance and protect the public health, peace, property and safety, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Clerk be and hereby is authorized to execute and sign on behalf of the City of Columbus and the Columbus City Council the Petition of the Developer, a proposed draft copy of which is on file with the City Clerk, for the purpose of filing that Petition pursuant to O.R.C. Chapter 349 to create a new community authority. The Clerk's signature on that Petition shall indicate the approval of that Petition by the "proximate city" (within the meaning of O.R.C. Section 349.01(M)) and its legislative authority for purposes of O.R.C. Section 349.03. The Petition signed by the City Clerk shall be substantially in the form of the proposed draft copy on file with the Clerk at the time of passage of this ordinance with such changes therein or amendments thereto as are not inconsistent with this ordinance and not substantially adverse to the City and that are approved by the Clerk on behalf of the City, all of which shall be conclusively evidenced by the signing of the petition or amendments thereto by the Clerk after approval of any such changes or amendments by the City Attorney.

Section 2. That this ordinance has been passed, and all formal actions and deliberations taken, in a meeting open to the public under Columbus City Charter Section 8.

Section 3. That this ordinance is declared to be an emergency measure that shall take effect and be in force from and after passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1566-02

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Wemco Parts, with Envirotech Pumpsystems, Inc., and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendor has agreed to extend FL000022 at current prices and conditions to and including August 30, 2003, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000022 for an option to purchase Wemco Parts thereby preserving the public health, peace, property, safety, and welfare, now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000022 with Envirotech Pumpsystems, Inc. to and including August 30, 2003.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1567-02

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Eddy Current Drive Components, with Motion Industries, Inc., and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendor has agreed to extend FL000034 at current prices and conditions to and including September 30, 2003, and it is in the best interest of the City to exercise this option: and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000034 for an option to purchase Eddy Current Drive Components thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000034 with Motion Industries, Inc. to and including September 30, 2003.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1568-02

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Retreading of Truck Tires, with D & D Retreading Company, Inc., and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendor has agreed to extend FL000457 at current prices and conditions to and including October 31, 2003, and it is in the best interest of the City to exercise this option: and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000457 for an option to purchase Retreading of Truck Tires thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000457 with D & D Retreading Company, Inc. to and including October 31, 2003.

SECTION 2. That this modification is in accordance with Section 329.16 of the Columbus City Codes

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1569-02

To authorize an appropriation of \$66,668.00 from the unappropriated balance of the Urban Development Action Grants Fund, to the Department of Finance, and to authorize the expenditure of \$66,668.00 from the Urban Development Action Grants Fund, to provide for the immediate and long term maintenance of the Ohio Theatre, and to declare an emergency. (\$66,668.00)

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to appropriate and expend the aforementioned funds, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That from the unappropriated monies in the fund known as the Urban Development Action Grants Fund, Fund No. 243, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, there be and hereby is appropriated the following sum for use during the 12 months ending December 31, 2002, to provide for long term maintenance of the Ohio Theatre:

Division No. 45-01 - Department of Finance

<u>Subfund</u>	<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
243009	450171	03	3337	\$50,000.00
243010	450189	03	3337	\$16,668.00
TOTAL APPROPRIATION				\$66,668.00

SECTION 2. That the expenditure of \$66,668.00, or so much thereof as may be necessary, be and is hereby authorized from the Department of Finance, Department No. 45-01, Urban Development Action Grants Fund, Fund No. 243, as follows;

<u>Subfund</u>	<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
243009	450171	03	3337	\$50,000.00
243010	450189	03	3337	\$16,668.00
TOTAL EXPENDITURE				\$66,668.00

SECTION 3. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Department of Finance; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1570-02

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending Section 15(A); and by amending Section 16; and to declare an emergency.

WHEREAS, national health care trends, prescription drug advertising, expensive medical technology, and brand name drugs have contributed significantly to escalating medical and prescription drug costs; and

WHEREAS, numerous cost containment measures aimed at reducing the rate of growth have been instituted, but industry projections are indicating additional medical and prescription drug cost increases next year and beyond; and

WHEREAS, the current economic climate has resulted in the most significant decline in income tax revenue in 40 years, while the rate of growth of medical and prescription drug costs continue to increase; and

WHEREAS, it has become necessary for City employees to share a portion of the increased insurance costs; and

WHEREAS, it is necessary to make certain modifications to the Management Compensation Plan to curb the increasing costs of insurance, and to clarify disability leave eligibility requirements to provide consistency with other employee groups; and

WHEREAS, an emergency exists in the usual daily operations of the City in that it is immediately necessary to amend the Management Compensation Plan thereby preserving the public peace, property, health, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That Section 15(A) of Ordinance No. 2944-99, as amended, be amended to read as follows:

(A) Disability Program Eligibility. The City will provide, at no cost to employees, a disability program covering full-time employees for non- work related illnesses and injuries. ~~Employees must complete one (1) year of continuous service before qualifying for this benefit.~~ Employees must complete one (1) year of continuous City service before qualifying for disability; such benefits will become available at the first of the month following completion of one (1) year of continuous service. This program shall provide for payment to the employee from the twelfth (12th) day of accident or illness for employees in classifications listed in Sections 5(C), (D) and (E) of this Ordinance, for a maximum of twenty-six (26) weeks, at sixty percent (60%) of the employee's standard gross wages after applicable federal, state and local flat tax rates and applicable Medicare charge(s) are deducted. The employee may, if he/she so desires, elect to use all, or part of, his/her accumulated but unused sick leave in order to make up any difference between one hundred percent (100%) of his/her gross wages and the amount which he/she receives under the disability program, provided that all new (current year) sick leave accruals are exhausted before an employee may use the available balance in his/her Old Sick Leave Bank. If an employee exhausts all sick leave benefits, other approved leave may be granted by the Appointing Authority. During the period in which an employee receives such payments, he/she shall suffer no reduction in his/her paid sick leave entitlement set forth in Section 14 of this Ordinance, as applicable. If, while receiving such payments, the employee performs work for the City or another employer, the amount of payment under the disability program shall be reduced by the compensation which he/she receives during that time period. The proper forms must be submitted to the City no later than ~~sixty (60)~~ forty-five (45) days from the commencement of the disability.

SECTION 2. That Section 16 of Ordinance No. 2944-99, as amended, be amended to read as follows:

SECTION 16. INSURANCE.

(A) Health Insurance. The City shall provide comprehensive major medical, dental, vision care, and prescription drug benefits for all full-time employees, as detailed below, for both the employee and family coverage. Such major medical, dental, vision care and prescription drug benefits will be available beginning the first of the month following the date of hire. ~~For those employees who were hired within one year prior to the effective date of this Ordinance, such major medical, dental, vision care and prescription drug benefits will be available beginning the first of the month following the effective date of this Ordinance.~~ Life insurance is effective the first of the month following the date of hire. This coverage shall also comply with all pertinent state and federal statutes, including the Health Insurance Portability and Accountability Act (HIPAA) and the Newborns' and Mothers' Health Protection Act of 1996. The benefits set forth in this Ordinance shall take effect within ninety (90) days of the effective date of this Ordinance, unless otherwise specified.

~~The plan will cover routine physicals, exams, and immunizations up to a maximum of \$150.00 per individual for covered persons age 9 and over; a \$300.00 family maximum, subject to deductibles, coinsurance and out of pocket maximums will apply. Charges incurred under the old benefit will apply to the new plan limitations. Stress tests are payable only if the plan administrator determines that they are medically necessary.~~

The following benefits are in effect and remain unchanged unless otherwise indicated:

(1) COMPREHENSIVE MAJOR MEDICAL

(A) Inpatient alcohol or drug treatment (substance abuse) limited to one confinement per calendar year, per individual, with no more than thirty-five (35) calendar days per confinement.

(B) Inpatient psychiatric treatment limited to a sixty (60) day maximum per calendar year.

(C) Effective January 1, 2003, outpatient alcohol or drug treatment (substance abuse) payments limited to a fifty percent (50%) co-payment, applied to a total of twenty-five (25) visits per calendar year per individual when provided by a non-network provider. ~~A 20% penalty will apply for out of network providers used.~~

Effective January 1, 2003, outpatient alcohol or drug treatment (substance abuse) payments will continue to be limited to a total of twenty-five (25) visits per calendar year when provided by a network provider. An office co-pay for the visit will apply as specified in Section 16(A)(2)(D).

(D) Effective January 1, 2003, outpatient psychiatric payments limited to a sixty/forty percent (60/40%) co-pay, applied to a total of twenty-five (25) visits per calendar year when provided by a non-network provider. ~~A 20% penalty will apply for out of network providers used.~~

Effective January 1, 2003, outpatient psychiatric payments will continue to be limited to a total of twenty-five (25) visits per calendar year when provided by a network provider. An office co-pay for the visit will apply as specified in Section 16(A)(2)(D).

(E) Weight loss schedule limited to examination charges only. Food supplement in the treatment of obesity are excluded.

(F) Services rendered by a Hospice Care program will be covered up to a maximum of sixty (60) days. Covered services include those services for which an employee is eligible during a hospital admission.

(G) A mental health/substance abuse case management benefit is offered whereby an eligible participant may elect to exchange unused mental health or substance abuse inpatient days for other needed mental health or substance abuse benefits as determined medically necessary by the plan administrator. The medical necessity and exchange rate shall be determined by the plan administrator.

(2) Effective January 1, 2003, the following deductibles, coinsurance, office visit co-pays, and out-of-pocket maximums will apply. All other benefits remain the same unless otherwise noted:

(A) A two hundred dollar (\$200.00) annual deductible with an eighty/twenty percent (80/20%) coinsurance of the next ~~\$3,000.00~~ fifteen hundred dollars (\$1,500) in reasonable charges or ~~\$600.00~~ three hundred dollars (\$300.00) for a total out-of-pocket maximum of ~~\$800.00~~ five hundred dollars (\$500.00) per single contract year.

(B) A four hundred dollar (\$400.00) annual family deductible with an eighty/twenty percent (80/20%) coinsurance of the next ~~\$600.00~~ two thousand dollars (\$2,000.00) of reasonable charges or ~~\$1,200.00~~ four hundred dollars (\$400.00) for a total out-of-pocket maximum of ~~\$1,600.00~~ eight hundred dollars (\$800.00) per family contract year.

(C) Effective with office visits occurring on or after January 1, 2003, the plan will cover routine physicals, exams, immunizations and diagnostic tests subject to an annual maximum of one hundred fifty dollars (\$150.00) per individual for covered persons age 9 and over with a three hundred dollar (\$300.00) family maximum. An office visit co-pay shall apply as specified in Section 16(A)(2)(D). Stress tests are payable only if the plan administrator determines that they are medically necessary. House Bill 478 provides coverage for eligible dependents from birth to age 9.

(D) Effective with office visits occurring on or after January 1, 2003, physician office visits will be subject to a fifteen dollar (\$15.00) co-pay per in-network primary care physician visit (including family, general, internal, pediatrician, and OB/GYN physicians); the fifteen dollar (\$15.00) co-pay will apply to out-patient psychiatric and substance abuse doctors' office visits subject to the limits specified in Section 16(A)(1)(C) and (D). Eligible services, which shall include diagnostic, surgical and/or specialty services, routine mammograms and routine prostate/colon rectal cancer tests subject to the limits specified in Section 16(A)(2)(E) provided in the network physician's office and billed by that office shall be covered at one hundred percent (100%) after office visit co-pay.

(E) Specialty care physician office visits will be subject to a twenty-five dollar (\$25.00) co-pay per in-network specialist visit. Eligible services, which shall include diagnostic, surgical and/or specialty services, routine mammograms and routine prostate/colon rectal cancer tests subject to the limits specified in Section 16 (A) (2) (I) provided in the network physician's office and billed by that office shall be covered at one hundred percent (100%) after office visit co-pay.

(F) The annual medical plan deductible will not apply to office visit charges for which the office co-pay applies; however, office co-pays will apply to the annual out-of-pocket maximum. Care rendered by non-network providers shall be subject to the annual deductible, co-insurance, out-of-pocket maximum, and twenty percent (20%) penalty as specified in Section 16(A)(2)(P).

(G) Temporomandibular joint pain dysfunction, syndrome or disease or any related conditions collectively referred to as "TMJ" or "TMD" will be covered on the basis of medical necessity, up to a lifetime maximum of two hundred dollars (\$200.00). This limit does not apply to surgical services on the jaw hinge.

(H) For new hires and eligible dependents, a pre-existing condition clause will apply. In the event medical care or consultation is sought or received within six (6) months prior to the employee's effective date of hire the medical condition will not be payable for twelve (12) months from the effective date with the City. A new employee may reduce his/her twelve (12) month waiting period for a pre-existing condition by submitting a Certificate of Creditable Coverage from a prior health insurer, in conformity with the Health Insurance Portability and Accountability Act (HIPAA).

(I) Provide coverage for routine mammograms up to a maximum of eighty-five dollars (\$85.00) ~~subject to the deductible, coinsurance and out of pocket maximums~~ according to the following frequency:

- § one baseline exam for women 35-39 years old;
- § one exam every two years for women age 40-49;
- § one exam every year for women 50 and over.

(J) Provide coverage for routine prostate/colon rectal cancer tests for men age 40-49 up to a maximum of sixty-five dollars (\$65.00) ~~subject to the deductible, coinsurance and out of pocket maximum.~~ For men age 50 and over, one sigmoidoscopy exam and/or PSA blood test will be covered up to a maximum of eighty-five dollars (\$85.00), ~~subject to the deductible, coinsurance and out of pocket maximums.~~

(K) Cover well baby immunizations up to twenty-four (24) months of age, subject to current routine office visit provisions.

(L) Physical therapy, occupational therapy, and/or chiropractic visits will be covered up to a combined annual maximum for thirty (30) visits per person, based on medical necessity.

(M) Prescription drug deductible charges are not payable under this medical contract.

(N) The City will provide the following minimum coverage for maternity benefits: At least forty-eight (48) hours of inpatient hospital care following a normal vaginal delivery; and at least ninety-six (96) hours of inpatient hospital care following a caesarean section; and physician directed aftercare. These minimum stay requirements are not applicable if the mother and her health care provider mutually agree that the mother and her child may be discharged earlier.

(O) Well baby care from birth to age 1 including immunizations, exams, and routine diagnostic services are payable under the program up to a five hundred dollar (\$500.00) maximum payment for each eligible dependent, subject to the deductible, coinsurance and reasonable charge provisions.

Well child care from age 1 up to age 9 including immunizations, exams, and routine diagnostic services are payable under the program up to a one hundred, dollar (\$150) annual maximum payment for each eligible dependent, subject to the deductible, coinsurance and reasonable charge provisions.

(P) Medical PPO

If an employee and/or dependent receives services from a preferred provider organization (PPO), reimbursements remain at the current eighty/twenty percent (80/20%) coinsurance. If the participating providers are not used, coinsurance reduces to sixty/forty percent (60/40%). The additional twenty percent (20%) coinsurance is the employee's responsibility and not subject to the out-of-pocket maximum. Any PPO network modifications will apply.

(Q) Any reference to UCR in this Ordinance or related documents shall be replaced by the words "reasonable charges".

(B) PRESCRIPTION DRUG

The City shall maintain the current prescription drug coverage, except for the following modifications, which were effective September 1, 1993, unless otherwise noted:

(1) DRUG PREFERRED PROVIDER ORGANIZATION (PPO)

~~Under the prescription drug ID card program and the Direct Reimbursement program a \$5.00 deductible will apply to generic prescription drugs or brand name drugs if no generic substitution is available. Brand name drugs will have a \$10.00 deductible if a generic substitute is available.~~

~~The prescription drug Preferred Provider Organization (PPO) arrangement will allow payment of program benefit levels (\$5.00 generic/\$10.00 brand name) for participating pharmacies. If participating pharmacies are not used, an additional \$10.00 deductible will be imposed.~~

Effective with prescriptions dispensed on or after November 1, 2002, the prescription drug Preferred Provider Organization (PPO) arrangement through the ID card program and direct reimbursement program, the employee shall be responsible for a five dollar (\$5.00) co-pay for a generic drug. If there is no generic drug equivalent for the prescribed drug, the co-pay is ten dollars (\$10.00). If the prescription is for a brand-name drug, or the prescription is written "dispense as written" and a generic equivalent exists, the co-pay is twenty-five dollars (\$25.00). The five dollar (\$5.00) co-pay applies to all allergy prescriptions under the direct reimbursement program.

(2) MAIL ORDER

~~Mail order prescription drugs will be limited to a 30-day minimum and a 90-day maximum. Under the mail order program, a \$10.00 deductible will apply to generic drugs or brand-name drugs if no generic substitution is available. Brand-name drugs will have a \$12.00 deductible if a generic substitution is available.~~

~~Maintenance drugs will be required to be obtained through the mail order program. The original prescription with no refills may be purchased locally but subsequent refills must use the mail order program.~~

~~The prescription drug plan now covers birth control pills. These prescription drug benefits shall become available within ninety (90) days after the effective date of this Ordinance.~~

Effective with prescriptions dispensed on or after November 1, 2002, mail order prescription drugs will be limited to a thirty (30) day minimum and a ninety (90) day maximum supply. Under the mail order program, the employee shall be responsible for a ten dollar (\$10.00) co-pay for a generic drug. If there is no generic drug equivalent for the prescribed drug, the co-pay is twenty dollars (\$20.00). If the prescription is for a brand-name drug, or the prescription is written "dispense as written" and a generic equivalent exists, the co-pay is fifty dollars (\$50.00).

Maintenance drugs must be obtained through the mail order program. The original prescription with no refills may be purchased locally but subsequent refills must use the mail order program.

(3) SERVICES NOT COVERED

Experimental drugs.

Drugs that may be dispensed without prescription, such as aspirin even though a doctor may have prescribed them.

Non-prescription items.

Medications, which are covered under the terms of any other employer, sponsored group plan, or for which the individual is entitled to receive reimbursement under Workers' Compensation or any other Federal, State or Local Governmental program.

Immunization Agents [except as provided in the second paragraph in Section 16(A)].

Drugs deemed not medically necessary.

Administration of prescription drugs.

Any prescription refill in excess of the number specified by the physician, or any refill dispensed after one year from date of the physician's original order.

Medication taken by, or administered to, the individual while a patient is in a licensed hospital, extended care facility, nursing home or similar institution which operates, or allows to be operated, on its premises, a facility for dispensing drugs.

Contraceptive devices, other than birth control pills.

Anti-obesity drugs.

Dietary and food supplements.

(4) DISPENSING LIMITATION

Each ~~retail~~ prescription may be filled up to a maximum of a ~~34~~ thirty (30) day supply; and a maximum of a ninety (90) day supply for mail order.

(5) MISUSE OF PRESCRIPTION DRUG PROGRAM

Misuse or abuse of the prescription drug program, verified by the appropriate law enforcement agency, shall result in suspension of the employee's prescription drug card for a period of twelve (12) months. As used herein, verification of misuse or abuse of the prescription drug program occurs when the appropriate law enforcement agency files criminal charges against the employee or dependent, or refers (diverts) the employee or dependent to a counseling and rehabilitation program in lieu of criminal charges. If the employee/dependent is found not guilty, the prescription drug card shall be reinstated.

(C) DENTAL

(1) DENTAL ANESTHESIA

Dental general anesthesia administered by the dentist is a Covered Service. Osseous surgery is not covered under the dental plan, but is payable under the medical plan.

(2) ANNUAL DENTAL MAXIMUM

The maximum amount payable for covered dental expenses, except orthodontics, for one (1) eligible person in one (1) benefit year is fifteen hundred dollars (\$1,500).

(3) ORTHODONTIC MAXIMUM

The lifetime maximum payable for dependent orthodontia services for any covered child is eighteen hundred fifty dollars (\$1,850).

(4) A voluntary dental PPO shall be available effective January 1, 2003, to employees which allow voluntary selection of a participating provider which will result in no-balance billing over reasonable charges. All existing coinsurance levels and exclusions continue to apply.

(D) COST CONTAINMENT

The term "employee" as it pertains to this section shall mean the employee and all of his/her eligible dependents:

(1) Pre-Admission Certification.

If an employee is informed that a non-emergency inpatient admission is necessary, including psychiatric/substance abuse treatment, the inpatient admission must be pre-certified by the City's medical utilization review administrator. If no pre-certification is made or the inpatient admission is determined not to be medically necessary, a ten percent (10%) penalty will be applied to total charges in addition to the deductible, coinsurance and out-of-pocket maximum. In the event the care is determined to be medically unnecessary, the employee will be responsible for the cost of all medically unnecessary care.

Emergency Certification.

Emergency inpatient hospital confinements including inpatient psychiatric treatment must be certified within forty-eight (48) hours of admission or a ten percent (10%) penalty will be applied to total charges in addition to the deductible, co-insurance and out-of-pocket maximum. In the event the care is determined to be medically unnecessary, the employee will be responsible for the cost of all medically unnecessary care.

(2) Assigned Length of Stay (Concurrent Review).

Once an elective admission has been pre-certified, a length of stay is assigned. If the hospital stay extends beyond the assigned length of stay, the employee will be responsible for all additional charges of medically unnecessary care, in addition to the deductible, coinsurance and out-of-pocket maximum. Medically necessary care will constitute justification for certification of a length of stay extension by the City's utilization review administrator.

(3) Continued Treatment and Technological Review.

Certain outpatient non-emergency therapy, outpatient continued treatment, and advanced technological treatments recommended by an employee's attending physician will require the City's medical utilization review administrator's approval. These treatments will include:

- (a) Therapy
 - (1) Physical Therapy
 - (2) Occupational Therapy
- (b) Advanced Technological Procedures
 - (1) Magnetic resonance imaging (MRI)
 - (2) Lithotripsy
 - (3) Ultrasound imaging during pregnancy
 - (4) Angioplasty
- (c) Treatment
 - (1) Chiropractic
 - (2) Podiatric

Once the employee's physician informs the employee that it is medically necessary for the employee to receive physical therapy, occupational therapy, chiropractic treatment or podiatric treatment on an ongoing basis, the employee must contact the City's medical utilization review administrator to obtain continued treatment authorization. Also, if the employee's physician instructs the employee to receive any of the listed advanced technological procedures, it is necessary for the employee to contact the City's utilization review administrator to obtain pre-treatment authorization.

In the event the employee does not obtain authorization for continued therapy, treatment, or technological review, the employee will be responsible for ten percent (10%) of the total charges, in addition to the deductible, coinsurance and out-of-pocket maximum. In the event the care the employee receives is determined to medically unnecessary, the employee will be responsible for the cost of all medically unnecessary care.

(4) Mandatory Second Surgical Opinion.

For all inpatient and outpatient non-emergency surgeries, a second surgical opinion may be required as directed by the utilization review administrator. This second opinion shall be covered at one hundred percent (100%) of the usual, customary and reasonable (UCR) charges. If the first two opinions conflict, a third opinion shall also be covered at one hundred percent (100%) of UCR charges. If a second opinion is not obtained for the surgeries, a ten percent (10%) penalty of total charges shall be applied, in addition to the deductible, coinsurance and out-of-pocket maximum.

Based on medical information obtained prior to the surgery, the City's medical utilization review administrator may waive the mandatory second surgical opinion requirement in specific cases.

(5) Medical Case Management.

This program allows a consultant to review an employee's medical treatment plan to determine whether the covered person qualifies for alternate medical care. The determination of eligibility for a patient's medical case management will be primarily based upon medical necessity and appropriate medical care. Recommendations will be made to the family and health care providers. The utilization review administrator will recommend alternate medical treatment on a case-by-case basis. Alternate medical treatment benefits refer to expenses that are approved before they are incurred, which may not otherwise be payable as covered expenses under the medical plan.

(6) Planned Discharged Program.

In the event an employee is hospitalized and it is determined that hospitalization is no longer needed, this program allows the patient to receive care in the most medically appropriate setting.

(7) Hospital Bill Review.

If an employee reviews this hospital bill and discovers overcharges by the provider, the employee will receive fifty percent (50%) of the reimbursed overcharges up to a maximum of two hundred fifty (\$250.00) per employee per confinement, upon verification of such overcharges by the third party administrator.

(8) Hold Harmless.

In the event a dispute arises over payment for services provided, the City shall hold harmless an employee or dependent who, prior to receiving such services, has: 1) complied with the requirements and certification of the cost containment program, and 2) verified benefit plan coverage through the third party administrator.

(E) Life Insurance. The City shall maintain term life insurance in the amount of one and a half times the employee's annual salary in effect at the time of death, ~~not to exceed \$100,000~~ for all full-time employees less than sixty-five (65) years of age. Full-time employees, sixty-five (65) to seventy (70) years of age shall receive term life insurance in the amount of sixty-five percent (65%) of one and a half times the employee's annual salary in effect at the time of death not to exceed sixty-five thousand dollars (\$65,000). Full-time employees seventy (70) years of age and over shall receive term life insurance in the amount of thirty-nine percent (39%) of one and a half times the employee's annual salary in effect at the time of death not to exceed thirty-nine thousand dollars (\$39,000).

Employees who have health insurance from other sources may elect to purchase life insurance coverage only, and shall pay a monthly premium of five dollars and fifty cents (\$5.50) for such life insurance coverage. Employees are eligible to purchase additional life insurance through a program established by the Department of Human Resources. ~~Such provision is contingent upon successful implementation through the City's existing payroll system.~~ Upon termination, employees would be eligible to continue life insurance coverage at the ~~group~~ market rate at their own expense.

(F) Eligibility. Eligibility for enrolling new employees for health insurance, dental insurance, vision care, prescription drug and term life insurance shall be based upon an employee's active service in a position or employment, which is to be performed in accordance with an established scheduled working time, such schedule to be based upon not less than forty (40) hours per seven (7) consecutive calendar days for fifty-two (52) consecutive seven (7) day periods per annum. Employees shall become eligible for the benefits outlined in this Section 16, pursuant to the provisions herein, on the first of the month following their hire date.

(1) Full-time employees may waive coverage in the employee insurance programs during the month of February in each calendar year. Once the waiver is executed, the employee must wait until Open Enrollment Month (February) in a subsequent year to re-enroll in the benefit plans. In the event of a divorce, legal separation, the death of a spouse or the spouse involuntarily loses family coverage through the spouse's employer, the employee may enroll with the City of Columbus insurance program within thirty (30) days of such event.

(2) Part-Time Regular. Eligibility for enrolling part-time regular employees for medical coverage only will be effective March 1, 2003; the employee having worked a minimum of one thousand forty (1,040) hours the previous calendar year; and payment of one-half of the established funding rate, which will be converted into a single and family premium. A special enrollment will be held during the month of February 2003 for employee enrollment. Each year thereafter, enrollment will occur during Open Enrollment Month (February). In the event of a divorce, legal separation, the death of a spouse, or the spouse involuntarily loses family coverage through the spouse's employer, the eligible employee may enroll with the City of Columbus insurance program within thirty (30) days of such event. Upon the completion of two (2) consecutive years and a minimum of two thousand eighty (2,080) hours, and every consecutive year thereafter, employees' eligible dependents are eligible to enroll for medical coverage during Open Enrollment Month.

(G) Premium Co-Payment. Employees are charged a monthly premium for participating in the City's insurance programs. The current monthly premium of is ten dollars (\$10.00) per month for single coverage and twenty (\$20.00) dollars per month for family coverage. Effective November 1, 2002, the monthly premiums for all full-time employees who participate in the City's insurance programs shall be an amount equal to seven percent (7%) of the insurance base, but no more than fifteen dollars (\$15.00) for single coverage and thirty-nine dollars (\$39.00) for family coverage beginning with the payperiod that includes November 1, 2002; an amount equal to eight and one-half percent (8.5%) of the insurance base, but no more than twenty dollars (\$20.00) for single coverage and fifty-two dollars (\$52.00) for family coverage beginning with the payperiod that includes April 1, 2003; an amount equal to ten percent (10%) of the insurance base, but no more than twenty-six (\$26.00) for single coverage and sixty-eight dollars (\$68.00) for family coverage beginning with the payperiod that includes April 1, 2004. The insurance base shall be the total actual cost to the City of the claims and administrative fees for medical, dental, vision and prescription drugs for employees for the preceding twelve (12) month period of February 1 through January 31.

Such premiums shall be paid through an automatic payroll deduction.

Employees are eligible to pre-tax insurance premiums through the City's Pre-tax Plan Administrator.

The City will continue to maintain an IRC Section 125 Plan whereby employees will be able to pay for their share of health and hospitalization insurance premiums with pre-tax earnings. This plan will remain in effect so long as it continues to be permitted by the Internal Revenue Code.

Providing the employee continues monthly premium coverage payments, insurance coverage for which the employee is eligible, will be extended ninety (90) days beyond the end of the month during which an employee's approved leave without pay or leave of absence status became effective. The employee's insurance will then be terminated with an option to participate in the City's insurance continuation program, COBRA, at the employee's expense.

(H) Vision. The City shall maintain the current vision care plan for all eligible employees. The non-panel reimbursement schedule includes:

Professional Fees:	Examinations up to	\$ 35.00
Materials		
	Single Vision Lenses, up to	\$ 35.00
	Bifocal Lenses, up to	\$ 50.00
	Trifocal Lenses, up to	\$ 60.00
	Lenticular Lenses, up to	\$ 90.00
	Contact Lenses	
	Necessary	\$170.00
	Cosmetic	\$ 90.00
	Wholesale frame allowance	\$ 40.00
	(Effective January 1, 2003, the wholesale frame allowance of \$40.00 will have a retail equivalent of \$105.00.)	

(I) Appeal Process. The extent of coverage under the insurance policies (including self-insured plans) shall be governed by the terms and conditions set forth in said policies or plans. Any questions or disputes concerning an employee's claim for benefits under said insurance policies or plans shall be resolved in accordance with the terms and conditions set forth in said policies or plans, including the claims appeal process available through the insurance company or third party administrator. In the event the employee benefit booklet and this ordinance are not specific, the plan administrator's administrative guidelines will prevail; provided, however, that this shall not prejudice the right of the employee to appeal a claim dispute to the plan administrator and to the Ohio Department of Insurance.

SECTION 3. That existing Sections 15(A) and 16 of Ordinance No. 2944-99, as amended, are repealed.

SECTION 4. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1571-02

To authorize and direct the Director of Recreation and Parks to enter into contract with 2K General Contractors for the Raymond Maintenance Building Renovations Project, to authorize the transfer of \$131,198.26 within and the expenditure of \$183,587.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$314,785.26)

WHEREAS, bids were received by the Recreation and Parks Department on October 1, 2002, for the Raymond Maintenance Building Renovations Project; and

WHEREAS, the contract will be awarded to the lowest responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract and transfer said funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with 2K General Contractors for the Raymond Maintenance Building Renovations Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the transfer of \$131,198.26 within the Voted 1995 and 1999 Parks and Recreation Bond Fund be and is hereby authorized to provide funds in the proper project account for the Raymond Maintenance Building Renovations Project, as follows:

			FROM:			
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510017	Park & Playground Improvements	6621	\$131,198.26
			TO:			
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510429	Golf Course Improvements	6620	\$131,198.26

SECTION 3. That the expenditure of \$183,587.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows, to pay the cost thereof.

Fund Type	Dept.	Fund	Project No.	Project Name	Object Level 3	OCA Code	Amount
Cap. Proj.	51-01	702	510429	Golf Course Improvements	6620	644526	177,587.00
Cap. Proj.	51-01	702	510429	Golf Course Improvements	6681	644526	6,000.00

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$23,000.00 has been included in Section 3, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval by the City Attorney.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1572-02

To authorize and direct the Director of Finance to enter into a purchase order with Acorn Farms, Inc., for trees for the Recreation and Parks Department, to authorize the expenditure of \$27,902.50 from the Recreation and Parks Tree Replacement Fund, and to declare an emergency. (\$27,902.50)

WHEREAS, the Purchasing Office received bids on September 5, 2002. to obtain street trees for the Recreation and Parks Department; and WHEREAS, a purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to enter into a purchase order with Acorn Farms, Inc., for street trees for the Recreation and Parks Department, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$27,902.50, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Tree Replacement Fund, as follows, to pay the cost thereof.

Fund Type	Dept. No.	Fund No.	Object Level 3	Purchasing Code	OCA Code	Amount
Spec. Rev.	51-01	234	2271	51010902	516781	27,902.50

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1573-02

To authorize the transfer of \$10,000.00 within the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the expenditure of \$27,000.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund and \$23,000.00 from the Recreation and Parks Permanent Improvement Fund for various facility renovations, and to declare an emergency. (\$60,000.00)

WHEREAS, various facility renovations are necessary within the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to transfer and expend these funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the purchase of labor, materials and equipment is necessary for various facility renovations within the Recreation and Parks Department; and

SECTION 2. That the transfer of \$10,000.00 within the Voted 1995 and 1999 Parks and Recreation Bond Fund be and is hereby authorized to provide funds in the proper project account for various facility renovations projects for the Recreation and Parks Department, as follows:

			FROM:			
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510017	Park & Playground Development	6621	\$10,000.00
			TO:			
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	61-01	644526	510035	Facility Renovations	6620	\$10,000.00

SECTION 3. That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702 and the Recreation and Parks Permanent Improvement Fund No. 747, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Recreation and Parks Director the final decision in determination of the lowest best responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

Fund Type	Dept. No.	Fund	Project No.	Project Title	Object Level 3	OCA Code	Amount
Cap. Proj.	51-01	702	510035	Facility Renovations	6620	644526	\$27,000.00
Cap. Proj.	51-01	747	510035	Facility Renovations	6620	640862	\$23,000.00

SECTION 4. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1574-02

To authorize the expenditure of \$25,000.00 for various surveys for land acquisition from the Recreation and Parks Permanent Improvement Fund, and to declare an emergency. (\$25,000.00)

WHEREAS, various surveys for land acquisition are necessary within the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to expend said funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the purchase of labor, materials and equipment is necessary for various surveys for land acquisition within the Recreation and Parks Department.

SECTION 2. That the expenditure of \$25,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Permanent Improvement Fund, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Recreation and Parks Director the final decision in determination of the lowest best responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

Fund Type	Dept. No.	Fund	Project No.	Project Title	Object Level 3	OCA Code	Amount
Cap. Proj.	51-01	747	510017	Park & Playground Development	6680	640862	\$25,000.00

SECTION 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1575-02

To authorize and direct the Director of Recreation and Parks to modify the contract with LifeCare Alliance for the Senior Farmer's Market Nutrition Program, to authorize the expenditure of \$9,368.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$9,368.00)

WHEREAS, supplemental funding for the Senior Farmer's Market Nutrition Program was awarded to the Central Ohio Area Agency on Aging from the Ohio Department of Aging.

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said contract for the preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBUS

Section 1: That the Director of Recreation and Parks be and he is hereby authorized and directed to modify the contract with LifeCare Alliance in the amount of \$9,368.00 for the Senior Farmer's Market Nutrition Program for the period June 1, 2002 through November 30, 2002.

Section 2: That the expenditure of \$9368.00 or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level Three, 3337, Project No. 518309, OCA No. 518309 to pay the cost thereof.

Section 3: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1576-02

To authorize and direct the Director of Recreation and Parks to modify sixteen (16) contracts for the provision of services to older adults in Central Ohio in connection with the Alzheimer's Respite Program, to authorize the expenditure of \$50,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$50,000.00)

WHEREAS, the Ohio Department of Aging has awarded supplemental grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said contracts for the preservation of public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify sixteen (16) contracts for the provision of services to older adults in Central Ohio for the period July 1, 2002 through June 30, 2003 as follows:

Agency Name

Alzheimer's Association of Central Ohio (Area-wide)
Caretenders of Columbus (Franklin County)
Carol Strawn Center (Licking County)
Columbus Health Department (Franklin County)
Elder Choices (Franklin County)
Hospice and Health Services (Fairfield County)
Heritage Day Health Centers (Franklin County)
Interim Health Care (Fayette and Madison)
Licking County Aging Program (Licking County)
Life Center Adult Day Care (Franklin County)
Madison County Senior Center (Madison County)
Memorial Hospital of Union County
Pickaway County Commission on Aging (Pickaway County)
Salvation Army (Fairfield County)
Washington's Intergenerational Adult Day Care (Franklin County)
Westminster-Thurber (Franklin County)

Section 2. That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Project No. 518047, OCA 514372, Object Level 3-3337, to pay the cost thereof:

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1577-02

To authorize and direct the Director of Recreation and Parks to modify eight (8) contracts for the provision of services to caregivers in Central Ohio during 2002 and to authorize the expenditure of \$60,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$60,000.00)

WHEREAS, The Ohio Department of Aging has awarded supplemental federal grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said contract for the preservation of public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify eight (8) contracts for the provision of services to caregivers in Central Ohio for 2002 as follows:

Council for Older Adults of Delaware County
Community Action Commission of Fayette County
Meals on Wheels of Fairfield County
Franklin County Commissioners: Franklin County Office on Aging
Licking County Aging Program
Madison County Senior Center
Pickaway County Commission on Aging
Memorial Hospital of Union County

Section 2. That the expenditure of \$60,000.00 or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Fund No. 286, Department No. 51, Project No. 518307, OCA 518307, Object Level Three; 3337, to pay the cost thereof

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1578-02

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$10,000.00 and enter into an agreement with The Reinberger Foundation for funding to support the Hoover Mudflats boardwalk development, to authorize an appropriation of \$10,000.00 from the unappropriated balance of the Recreation and Parks Private Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$10,000.00)

WHEREAS, The Reinberger Foundation has awarded the City of Columbus, Recreation and Parks Department, a grant for Hoover Mudflats boardwalk development; and

WHEREAS, it is necessary to accept said grant and appropriate said funds; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate said grant funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$10,000.00 and enter into an agreement with The Reinberger Foundation for the Hoover Mudflats boardwalk development.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Private Grant Fund No. 291, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$10,000.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Hoover Wetland Boardwalk	512009	512009	6621	\$10,000.00

SECTION 3. That the monies in the foregoing Section 2 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1579-02

To authorize and direct the Director of Recreation and Parks to enter into contract with Corporate Construction Company for the Columbus Swim Center Renovations Project, to authorize the transfer and expenditure of \$392,300.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency (\$392,300.00)

WHEREAS, bids were received by the Recreation and Parks Department on September 17, 2002, for the Columbus Swim Center Renovations Project; and

WHEREAS, the contract will be awarded to the lowest responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract and transfer said funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Corporate Construction Company for the Columbus Swim Center Renovations Project, in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the transfer of \$392,300.00 within the Voted 1995 and 1999 Parks and Recreation Bond Fund be and is hereby authorized to provide funds in the proper project account for the Columbus Swim Center Renovations Project, as follows:

FROM:						
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510035	Facility Renovations	6620	\$ 84,841.33
702	51-01	644526	510035	Facility Renovations	6681	10,000.00
702	51-01	644526	510316	Greenways	6620	1,806.84
702	51-01	644526	510112	Park Acquisition	6620	9,129.56
702	51-01	644526	510229	Bikeway Improvements	6620	23,408.46
702	51-01	644526	510315	Smith Fanns/3 Creeks	6620	155,754.96
702	51-01	644526	510226	North Recreation Center	6620	84,100.00
702	51-01	644526	510307	Riverfront Redevelopment	6620	2,415.00
702	51-01	644526	510185	Hardsurface Improvements	6620	5,073.11
702	51-01	644526	510621	Riverfront Land Acquisition	6620	15,770.74
				TOTAL		\$392,300.00

TO:						
<u>Fund No.</u>	<u>Dept. No.</u>	<u>OCA Code</u>	<u>Project</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>Amount</u>
702	51-01	644526	510011	Swimming Facilities	6620	\$382,300.00
702	51-01	644526	510011	Swimming Facilities	6681	10,000.00
				TOTAL		\$392,300.00

SECTION 3. That the expenditure of \$392,300.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Dept.</u>	<u>Fund</u>	<u>Project No.</u>	<u>Project Name</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	51-01	702	510011	Swimming Facilities	6620	644526	382,300.00
Cap. Proj.	51-01	702	510011	Swimming Facilities	6681	644526	10,000.00

SECTION 4. That for the purpose of paying for any contingencies which may occur during this project, the amount of \$40,000.00 has been included in Section 2, above. This amount will be expended only after approval by the Director of the Recreation and Parks Department, certification by the City Auditor, and approval by the City Attorney.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1580-02

To authorize an appropriation of \$35,288.09 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund and the acceptance of a grant from the Ohio Department of Natural Resources for the "Get Hooked on Fishing Not On Drugs" program and an appropriation of \$3,352.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for expenditures in 2002, and to declare an emergency. (\$38,640.09)

WHEREAS, the Ohio Department of Natural Resources, Division of Wildlife, has awarded the City of Columbus, Recreation and Parks Department, a grant to support the "Get Hooked on Fishing, Not on Drugs" program; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds and accept said grant for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$3,352.00 and enter into an agreement with the Ohio Department of Natural Resources, Division of Wildlife, to support the "Get Hooked on Fishing, Not on Drugs" program.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$3,352.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
Angler Education—2002	512008	512008	2269	\$2,452.00
Angler Education—2002	512008	512008	3336	900.00
TOTAL				\$3,352.00

SECTION 3. That from the unappropriated monies in the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund No. 233, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$35,288.09 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
P.L.A.Y. Program Donation Expenditures	516773	3336	\$35,288.09

SECTION 4. That the monies in the foregoing Sections 2 and 3 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1581-02

To authorize the expenditure of \$50,000.00 for various park and playground improvements from the Recreation and Parks Permanent Improvement Fund, and to declare an emergency. (\$50,000.00)

WHEREAS, various park and playground improvements are necessary within the Recreation and Parks Department; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to expend said funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the purchase of labor, materials and equipment is necessary for various park and playground improvements within the Recreation and Parks Department.

SECTION 2. That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Permanent Improvement Fund, as follows, to pay the cost thereof. All work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Recreation and Parks Director the final decision in determination of the lowest best responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

<u>Fund Type</u>	<u>Dept. No.</u>	<u>Fund No.</u>	<u>Project No.</u>	<u>Project Title</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Cap. Proj.	51-01	747	510017	Park & Playground Development	6621	640862	\$50,000.00

SECTION 3. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project: except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1582-02

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$19,500.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support street tree plantings on State Route 33 and Twin Rivers Drive, to authorize an appropriation of \$19,500.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$19,500.00)

WHEREAS, the Ohio Department of Natural Resources has awarded the City of Columbus, Recreation and Parks Department, a grant for the Ohio Bicentennial Legacy Tree Planting Initiative to plant street trees on State Route 33 and Twin Rivers Drive; and

WHEREAS, it is necessary to accept said grant and appropriate said funds; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate said grant funds for the preservation of public health, peace, property and safety; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$19,500.00 and enter into an agreement with the Ohio Department of Natural Resources for the Ohio Bicentennial Legacy Tree Planting Initiative to plant street trees.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$19,500.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>
2002 Urban Forestry Bicentennial ODNR	510204	510204	3377	\$19,500.00

SECTION 3. That the monies in the foregoing Section 2 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1583-02

To authorize an appropriation in the amount of \$6,943,601.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$6,943,601.00)

WHEREAS, it is necessary to appropriate grant funds so that the Central Ohio Area Agency on Aging of the Recreation and Parks Department can provide services beyond FY 2002 without service interruption; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds for the preservation of public health, peace, property, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$6,943,601.00 is appropriated to the Recreation and Parks Department, Department No. 51, as follows:

<u>Grant Title</u>	<u>Project No.</u>	<u>OCA Code</u>	<u>Object Level One</u>	<u>Amount</u>	<u>Total by Project</u>
Title IIID	518318	514059	01	\$ 43,000.00	
	518318	514059	02	4,000.00	
	518318	514059	03	37,000.00	\$ 84,000.00
Title IIIA	518324	514497	01	218,000.00	
	518324	514497	02	30,000.00	
	518324	514497	03	110,000.00	
	518324	514497	05	7,000.00	
	518324	514570	01	197,100.00	\$ 562,000.00
Title IIIB	518301	514505	01	145,000.00	
	518301	514505	05	4,000.00	
	518301	514505	03	1,619,600.00	
	518301	514505	05	10,000.00	\$ 1,778,600.00
Title IIIC/USDA	518303	514513	03	2,400,000.00	
	518303	514513	05	20,000.00	\$ 2,420,000.00
Title IIIE – Caregiver Support	518307	518307	01	75,000.00	
	518307	518307	02	3,000.00	
	518307	518307	03	678,382.00	
	518307	518307	05	5,000.00	\$ 761,382.00
Title VII – Elder Abuse	518019	514364	03	16,000.00	\$ 16,000.00
Senior Block Grant	518315	514539	01	146,519.00	\$ 1,121,519.00
	518315	514539	03	975,000.00	
Long-Term Care Ombudsman	518308	514547	03	200,000.00	\$ 200,000.00
TOTAL APPROPRIATION					\$ 6,943,601.00

Section 2. That the monies in the foregoing Section 1 shall be paid upon the order of the Director of Recreation and Parks; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1584-02

To authorize the Director of Public Utilities to modify an existing contract with Mid Ohio Electric Company for Electric Motor Repair Services for the Division of Sewerage and Drainage; to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$25,000.00)

WHEREAS, an existing motor repair service contract authorizes the purchase of Electric Motor Repair Services for the Jackson Pike and Southerly Wastewater Treatment Plants within the Division of Sewerage and Drainage until March 31, 2003 and,

WHEREAS, the Division of Sewerage and Drainage desires to modify the existing contract by an additional \$25,000.00 for repair of various motors at the Southerly Wastewater Treatment Plant and,

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities in that it is immediately necessary to modify an existing contract for electric motor repair service for the preservation of the public health, peace, property and safety, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to execute a modification of EL002100 with Mid Ohio Electric Company, for Electric Motor Repair Services; for use by the Southerly Wastewater Treatment Plant within the Division of Sewerage and Drainage, until the contract expiration date of March 31, 2003 and,.

Section 2. That the purpose of paying the cost thereof, the expenditure of \$25,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating fund, Fund No. 650; and,

Division No. 60-05 - Department of Public Utilities

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
605063	03	3374	\$25,000.00
TOTAL			\$25,000.00

to pay the cost thereof.

Section 3. That the reasons state in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1585-02

To authorize and direct the Director of Finance to establish a blanket purchase order with Neenah Foundry Company for the purchase of construction casting from an existing Universal Term Contract for the Division of Sewerage and Drainage, to authorize the expenditure of \$55,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$55,000.00)

WHEREAS, the Purchasing Office established a Universal Term Contract (FL-000019) will Neenah Foundry Company for the purchase of construction castings, and,

WHEREAS, the Division of Sewerage and Drainage wishes to establish a blanket purchase order in the amount of \$55,000.00, and,

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage in that it is immediately necessary to enter into said purchase order for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance be and he is hereby authorized and directed to enter into a blanket order with Neenah Foundry Company for the purchase of Construction Castings in accordance with the terms and conditions of the Universal Term Contract on file in the Purchasing Office.

SECTION 2. That the expenditure of \$55,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, as follows:

Division No 60-05 - Department of Public Utilities

<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
605089	2263	02	\$55,000.00

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1586-02

To authorize and direct the Director of Public Utilities to enter into a contract with Pro-Terra Environmental Contracting for the Fabrication of SDR-17 HDPE Pipe at the Compost Facility within the Division of Sewerage and Drainage, to authorize the expenditure of \$122,706.40 from the Sewerage System Operating Fund and to declare an emergency (\$122,706.40)

WHEREAS, the Department of Public Utilities, Division of Sewerage and Drainage received bids on September 11, 2002 for Fabrication of SDR-17 HDPE Pipe for the Compost Facility, and

WHEREAS, Pro-Terra Environmental Contracting was deemed the lowest, responsive and responsible bidder, and,

WHEREAS, aeration of the composting piles and odor control are necessary and current corrugated pipe is beginning to fail, and,

WHEREAS, an emergency exists in the usually daily operations of the Division of Sewerage and Drainage, in that it is immediately necessary to replace current corrugated pipe that is beginning to collapse, with SDR-17 HDPE Pipe for the preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Utilities be and is hereby authorized and directed to enter into a contract with Pro-Terra Environmental Contracting for the Fabrication of SDR-17 HDPE Pipe at the Compost Facility within the Division of Sewerage and Drainage.

SECTION 2. That the expenditure of \$122,706.40, or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund 650, Department 60-05, OCA Code 605899, Object Level Three 3390, to pay the cost thereof.

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1587-02

To authorize the Director of Public Utilities to modify the professional engineering services contract with Burgess & Niple, Limited, for the Jackson Pike Wastewater Treatment Plant New Headworks, for the Division of Sewerage and Drainage; to authorize the expenditure of \$946,327.00 from the Ohio Water Pollution Control Loan Fund; and to declare an emergency. (\$946,327.00)

WHEREAS, Contract No. EL900635 was authorized by Ordinance No. 1138-99, passed May 10, 1999 and

WHEREAS, it is immediately necessary to modify Contract No. EL900635 to authorize and provide funds for Step 3 - Services During Construction, and facility start-up and training services, as needed for construction of the Jackson Pike Wastewater Treatment Plant New Headworks, Preliminary Treatment and Reliability Improvements, Phase 1B, Construction Contract J205; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify Contract No. EL900635 in order to provide for Step 3 services needed for the Jackson Pike Wastewater Treatment Plant New Headworks, Preliminary Treatment and Reliability Improvements, Phase 1B, Construction Contract J205, at the earliest practicable date for the immediate preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL900635 with Burgess & Niple, Limited, 5085 Reed Road, Columbus OH 43220, for professional engineering services associated with the Jackson Pike Wastewater Treatment Plant New Headworks, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$946,327.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund, Fund 666, Division 60-05, Division of Sewerage and Drainage, OCA Code 650252, Object Level Three 6678, Project No. 650252, to pay the cost of this contract modification.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1588-02

To authorize the Director of Public Utilities to modify an existing contract with Phinney Industrial Roofing, Inc. for Roof Replacement for the Division of Electricity; to authorize the expenditure of \$295,000.00 from Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$295,000.00)

WHEREAS, bids were received and opened by the Director of Public Utilities on February 20, 2002 for Roof Replacement for the Division of Electricity's facility at 3500/3568 Indianola Avenue; and

WHEREAS, Phinney Industrial Roofing, Inc. submitted the lowest responsive bid for the Roof Replacement; and

WHEREAS, Contract EL002266 with Phinney Industrial Roofing, Inc., authorized by Ordinance 0613-02, passed April 15, 2002, was executed on April 30, 2002, and was approved by the City Attorney on May 6, 2002; and

WHEREAS, it is necessary to modify Contract EL002266 to include additional costs due to actual field conditions; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Electricity, Department of Public Utilities, in that it is immediately necessary to modify an existing contract for Roof Replacement for the immediate preservation of the public health, peace, property, safety and welfare now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Utilities is hereby authorized to modify an existing contract, EL002266, with Phinney Industrial Roofing, Inc., in the amount of \$295,000.00, for additional labor and materials necessary to replace damaged metal roof decking and drainage system at the Division of Electricity's facility located at 3500/3568 Indianola Avenue.

SECTION 2. That this contract modification is in accordance with the requirements of Section 329.16 of Columbus City Codes, 1959.

SECTION 3. That to pay the cost of the aforesaid contract modification, the expenditure of \$295,000.00, or so much thereof as may be needed, be and is hereby authorized from Division of Electricity, Division No. 60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvement Fund 553, Facilities Renovation Project 670977, OCA 670977, Minor Object Level Three 6620.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1589-02

To authorize the Director of Public Utilities to execute four Loan Agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for four Sewerage and Drainage Division projects; and to declare an emergency.

WHEREAS, the City will be submitting four (4) loan applications to the State of Ohio EPA for four separate Sewerage and Drainage Division projects, under the Ohio Water Pollution Control Loan Fund (WPCLF), which assistance will be of help in reducing total project costs to the City's sewerage customers; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to execute these loan agreements to obtain financing for the construction of these Sanitary System Engineering Section capital improvements projects; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to execute these four (4) loan agreements with the State of Ohio for financial assistance under the Ohio Water Pollution Control Loan Fund at the earliest practicable date, in order to expeditiously fulfill the requirements of the loan application and loan award process, and for the immediate preservation of the public peace, health, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be, and hereby is, authorized to execute four (4) loan agreements with the Ohio Water Development Authority and the Ohio Environmental Protection Agency, for financial assistance to the City under the Ohio Water Pollution Control Loan Fund for the following Sewerage and Drainage Division projects:

- CIP No. 650430.1, Big Walnut Outfall Sewer Capacity Augmentation, Part 1
- CIP No. 650491.1, Big Walnut Augmentation/Rickenbacker Sanitary Interceptor
- CIP No. 650600.4, Franklin-Main Interceptor Rehabilitation, Section 4
- CIP No. 650633, Fairwood Avenue Replacement Sewer

Section 2. That for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1590-02

To authorize the City Auditor to make an intra-subfund transfer of money within the Voted 1999 Flood and Storm Sewer Fund pursuant to providing the necessary capital project funds for the luka Ravine Park Stormwater System Improvements Project for the Division of Sewerage and Drainage; to authorize the Director of Public Utilities to modify the contract with R. D. Zande & Associates, Inc.; to authorize the expenditure of \$35,820.14; and to declare an emergency. (\$35,820.14)

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, this transfer does not adversely affect the Watkins Road/New World Drive Project; and

WHEREAS, Contract No. EL000865 was authorized by Ordinance No. 2174-00, passed October 16, 2000; executed December 6, 2000; and approved by the City Attorney on December 14, 2000; and

WHEREAS, Modification No. 1 was authorized by Ordinance No. 1287-01, passed July 30, 2001; executed November 20, 2001; and approved by the City Attorney on November 26, 2001; and

WHEREAS, it is necessary to modify Contract No. EL000865 to authorize the funds required to allow payment to R. D. Zande & Associates, Inc. for additional professional engineering services associated with the luka Ravine Park Stormwater System Improvements Project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to transfer said funds and authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the luka Ravine Park Stormwater System Improvements Project, for the preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor is hereby authorized and directed to transfer monies within the said fund as follows:

**Division of Sewerage and Drainage, Division 60-15
Fund 705, Voted 1999 Flood and Storm Sewer Fund, OCA 644401**

FROM:

	PROJECT NAME	AMOUNT
610884	Watkins Road/New World Drive	\$25,907.41
	TOTAL	\$25,907.41

TO:

	PROJECT NAME	AMOUNT
610722	luka Ravine Park Stormwater Sys. Imp.	\$25,907.41
	TOTAL	\$25,907.41

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 3. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL000865 with R. D. Zande & Associates, Inc., 1237 Dublin Road, Columbus, Ohio 43215 for professional engineering services in connection with the luka Ravine Park Stormwater System Improvements Project in order to provide for payment of additional technical engineering services in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

Section 4. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows:

Division	Fund	Project	Object Level Three	OCA Code	Amount
60-05	671	650722	6676	671722	\$9,912.73
60-15	705	610722	6682	610722	525,907.41

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1591-02

To increase an existing Auditor's Certificate by \$46,000.00 from the Sewer System Permanent Improvements Fund, for the Big Run Sanitary Subtrunk Project and to declare an emergency. (\$46,000.00).

WHEREAS, the City of Columbus is engaged in the acquisition of real estate in connection with the Big Run Sanitary Subtrunk Project; and WHEREAS, an emergency exists in that it is immediately necessary to increase an Auditor's Certificate by \$46,000.00, from the Big Run Sanitary Subtrunk Project, to pay additional professional service costs and other fees incidental to the acquisition of real estate for the above referenced project for the preservation of the public health, peace, property, safety, and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor be, and he hereby is, authorized to increase Auditor's Certificate # AC-015482 in the amount of \$46,000.00 from the Sewer System Permanent Improvements Fund, Fund #671 for the purpose of paying costs incidental to the acquisition of land for the Big Run Sanitary Subtrunk Project, #650489.

Section 2. That the expenditure of Forty Six Thousand Dollars (\$46,000.00), or so much thereof as may be necessary, from the Sewer System Permanent Improvements Fund be and hereby is authorized as follows:

Project #	Fund#	Dept./Div.	OCA Code	Object Level Three	AC#	Amount
650489	671	60-05	671489	6601	015482	\$46,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made apart hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1592-02

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$210,000.00 from the Sewer System Permanent Improvements Fund for costs in connection with the Blacklick Creek Sanitary Interceptor Project, and to declare an emergency. (\$210,000.00).

WHEREAS, the City of Columbus is engaged in the Blacklick Creek Sanitary Interceptor Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Blacklick Creek Sanitary Interceptor Project, #650034.

Section 2. That the expenditure of Two Hundred Ten Thousand Hundred Dollars (\$210,000.00), or so much thereof as may be necessary, from the Sewer System Permanent Improvements Fund, for the appropriation of said real property interests determined to be necessary for the stated public purpose be and hereby is authorized as follows:

Project #	Fund#	Dept./Div	OCA Code	Object Level Three	Amount
650034	671	60-05	671034	6601	\$210,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1593-02

To increase an existing Auditor's Certificate by \$300,000.00 from the Sewer System Permanent Improvement Fund, for the Big Walnut Sanitary Trunk Extension Project and to declare an emergency. (\$300,000.00).

WHEREAS, the City of Columbus is engaged in the acquisition of real estate in connection with the Big Walnut Sanitary Trunk Extension Project; and

WHEREAS, an emergency exists in that it is immediately necessary to increase an Auditor's Certificate by \$300,000.00, from the Big Walnut Sanitary Trunk Extension Project, to pay additional professional service costs and other fees incidental to the acquisition of real estate for the above referenced project for the preservation of the public health, peace, property, safety, and welfare; now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor be, and he hereby is, authorized to increase Auditor's Certificate # AC-015349 in the amount of \$300,000.00 from the Sewer System Permanent Improvement Fund, Fund #671 for the purpose of paying costs incidental to the acquisition of land for the Big Walnut Sanitary Trunk Extension Project, Project # 650033.

Section 2. That the expenditure of Three Hundred Thousand Dollars (\$300,000.00), or so much thereof as may be necessary, from the Sewer System Permanent Improvement Fund be and hereby is authorized as follows:

Project #	Fund #	Dept./Div.	OCA Code	Object Level Three	AC #	Amount
650033	671	60-05	671033	6601	015349	\$300,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made apart hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1594-02

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$66,600.00; to authorize the appropriation of \$66,600.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$66,600.00)

WHEREAS, \$66,600 in grant funds have been made available through the Ohio Department of Health; and,
WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award of \$66,600.00 from the Ohio Department of Health for the Community Access Program grant for the period September 1, 2002 through August 31, 2003.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2002, the sum of \$66,600 is hereby appropriated to the Health Department, Division No. 50-01, as follows:

<u>Object Level One</u>	<u>OCA Code</u>	<u>Purpose</u>	<u>Amount</u>
02	502035	Supplies/Operation & Maintenance	\$ 1,250
03	502035	Services/Operation & Maintenance	\$ 65,350
Total for Grant No. 501035			\$ 66,600

SECTION 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1595-02

To authorize and direct the transfer of \$65,489.85 of State Law Enforcement Seizure Funds to the Mayor's Office of Education Cap City Kids Program to fund preventive drug abuse programs for the Division of Police; and to declare an emergency. (\$65,489.85)

WHEREAS, O.R.C. § 2933.43(D) requires that a percentage of state seizure funds be spent on community preventive drug abuse education programs; and

WHEREAS, funds are being transferred from Police Law Enforcement Drug Seizure funds to the Mayor's Office of Education; and

WHEREAS, the Mayor's Office of Education Cap City Kids Program does fund preventive drug abuse programs that are acceptable for receipt of these funds; and

WHEREAS, the donation will be given to the Mayor's Office of Education with the stipulation that the funds be used for preventive drug abuse programs; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to transfer funds to the Mayor's Office of Education thereby preserving the public peace, property, health, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety be and is hereby authorized and directed to donate \$65,489.85 to the Mayor's Office of Education Cap City Kids Program for community preventive drug abuse education programs.

Section 2. That the transfer of \$65,489.85 from Object Level 1-03 to Object Level 1-10 in the Law Enforcement Drug Seizure Fund be and is hereby authorized and directed as follows:

FROM:				
<u>DIV</u>	<u>FUND</u>	<u>OBJ LEVEL (1)</u>	<u>OBJ LEVEL (3)</u>	<u>OCA</u>
30-03	219	03	3337	301838
TO:				
<u>DIV</u>	<u>FUND</u>	<u>OBJ LEVEL (1)</u>	<u>OBJ LEVEL (3)</u>	<u>OCA</u>
30-03	219	10	5501	902379

Section 3. That the transfer (donation) of \$65,489.85, or so much thereof as may be needed, be and same is hereby authorized as follows:

		FROM:		
<u>DIV</u>	<u>FUND</u>	<u>OCA</u>	<u>OBJ LEVEL (3)</u>	
30-03	219	902379	5501	
		TO:		
<u>DIV</u>	<u>FUND</u>	<u>OCA</u>	<u>OBJ LEVEL (3)</u>	<u>GRANT #</u>
40-04	291	040002	0833	400002

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1596-02

To authorize and direct the Safety Director of the City of Columbus to enter into contract with Ohio Attorney General Betty D. Montgomery to participate in the FY 2001 DNA-No Suspect Backlog Reduction Program, to authorize an appropriation of \$49,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the program activities and to declare an emergency. (\$49,000.00)

WHEREAS, the City of Columbus Division of Police has been awarded funding through the FY2001 DNA-No Suspect Backlog Reduction Program; and

WHEREAS, the program activities require the purchase of specialized supplies; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Safety Director to enter into contract with the Ohio Attorney General to participate in the FY2001 DNA-No Suspect Backlog Reduction Program and to authorize an appropriation for program supply expenses for the preservation of the public health, peace, property, safety and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Safety Director of the City of Columbus be and is hereby authorized and directed to enter into contract with the Ohio Attorney General to participate in the FY2001 DNA-No Suspect Backlog Reduction Program.

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund any and all sources and unappropriated for any other purposes during the program period the sum of \$49,000.00 is appropriated as follows:

DIV	FD	OBJ#1	OBJ#3	OCACD	GRANT	AMOUNT
30 03	220	02	2203	332012	332012	\$49,000.00

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1597-02

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary the Hard Road Phase B Project, to authorize the expenditure of \$236,085.00 from the Federal-State Highway Engineering Fund, and to declare an emergency. (\$236,085.00).

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Hard Road Phase B Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 031X-02, on the 4th day of March, 2002, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 108-WD
ALL RIGHT, TITLE, INTEREST, AND ESTATE
IN FEE SIMPLE WITHOUT LIMITATION OF ACCESS

Official Record 32840 A-18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.039 acres out of that tract, conveyed to TGM Worthington Green Inc., as described in Official Record 32840 A18, being out of Reserve "A", SUMMERWOOD SECTION NO. 2, according to the plat thereof, as recorded in Plat 53, Page 41, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to

Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 130.41 feet to Station 166+17.69;

Thence S 02° 28' 04" W (perpendicular to the previous course), a distance of 40.00 feet to an iron pin set on Grantor's northerly line, being 40.00 feet right of Station 166+17.69 and the True Point Of Beginning;

Thence through Grantor's tract, the following four (3) courses:

- 1) S 72° 33' 00" W, a distance of 40.74 feet to an iron set, 53.88 feet right of Station 165+79.39;
- 2) S 25° 32' 51" W, a distance of 38.33 feet to an iron set, 55.64 feet right of Station 18+96.11;
- 3) S 79° 47' 23" W, a distance of 15.71 feet to an iron set on Grantor's westerly line, 39.92 feet right of Station 18+96.11;

Thence N 10° 12' 37" W, along said westerly line, a distance of 28.91 feet to an iron pin set at a point of curvature, 64.39 feet right of Station 165+42.69;

Thence northerly and northeasterly along Grantor's line and the arc of a tangent curve, being concave to the southeast, having a radius of 20.00 feet, a delta of 102° 40' 41", an arc distance of 35.84 feet, a chord bearing and distance of N 41° 07' 44" E, 31.23 feet to an iron pin set 40.00 feet right of Station 165+62.20;

Thence tangent to said curve, S 87° 31' 56" E along Grantor's northerly line, a distance of 55.50 feet to the True Point Of Beginning and containing 0.039 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157054.

This description was prepared in May, 2001 by Carl F. Putz HI, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 108-T-1 (revised) (formerly WD-1)
TEMPORARY CONSTRUCTION EASEMENT

Official Record 32840 A-18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.014 acres out of that tract, conveyed to TGM Worthington Green Inc., as described in Official Record 32840 A18, said 11.273 acres being out of Reserve "A", SUMMERWOOD SECTION NO. 2, according to the plat thereof, as recorded in Plat 53, Page 41, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 812.72 feet to Station 173+00.00;

Thence S 02° 28' 04" W (perpendicular to the previous course), a distance of 40.00 feet to an iron pin set on Grantor's northerly line, being 40.00 feet right of Station 173+00.00 and the True Point Of Beginning

Thence S 87° 31' 56" E, along said northerly line, a distance of 70.00 feet to an iron pin set, 40.00 feet right of Station 173+70.00;

Thence through Grantor's tract, the following four (3) courses:

- 1) S 47° 28' 04" W, a distance of 14.14 feet to an iron set, 50.00 feet right of Station 173+60.00;
- 2) N 87° 31' 56" W, a distance of 50.00 feet to an iron set, 50.00 feet right of Station 173+10.00;
- 3) N 42° 31' 56" W, a distance of 14.14 feet to the True Point Of Beginning and containing 0.014 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157031.

This description was prepared in May, 2001 by Carl F. Putz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 108-S
PERPETUAL SEWER UTILITY EASEMENT

Official Record 32840 A-18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.005 acres out of that tract, conveyed to TGM Worthington Green inc., as described in Official Record 32840 A18, and being out of Reserve "A", SUMMERWOOD SECTION NO. 2, according to the plat thereof, as recorded in Plat 53, Page 41, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 10° 12' 37" E, along the centerline of said Smoky Row Road, a distance of 103.89 feet to Station 18+96.11;

Thence N 79° 47' 23" E (perpendicular to the previous course), a distance of 39.92 feet to the Grantor's westerly line, being 39.92 feet right of Station 18+96.11 and the True Point Of Beginning;

Thence through Grantor's tract, the following four (3) courses:

- 1) N 79° 47' 23" E, a distance of 15.71 feet to a point 55.64 feet right of Station 18+96.11;
- 2) S 10° 12' 37" E, a distance of 15.00 feet to a point 55.64 feet right of Station 18+96.11;
- 3) S 79° 47' 23" W, a distance of 15.71 feet to a point 39.92 feet right of Station 18+81.11;

Thence N 10° 12' 37" W, along said Grantor's westerly line, a distance of 15.00 feet to the True Point Of Beginning and containing 0.005 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157054.

This description was prepared in May, 2001 by Carl F. Putz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 108-T
TEMPORARY CONSTRUCTION EASEMENT

Official Record 32840 A-18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.379 acres out of 11.273 acres, conveyed to TGM Worthington Green Inc., as described in Official Record 32840 A18, said 11.273 acres being out of Reserve "A", SUMMERWOOD SECTION NO. 2, according to the plat thereof, as recorded in Plat Book 53, Page 41, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 130.41 feet to Station 166+17.69;

Thence S 02° 28' 04" W (perpendicular to the previous course), a distance of 40.00 feet to Grantor's northerly line, being 40.00 feet right of Station 166+17.69 and the True Point Of Beginning;

Thence S 87° 31' 56" E, along said northerly line, a distance of 682.31 feet to a point, 40.00 feet right of Station 173+00.00;

Thence S 42° 31' 56" E, a distance of 14.14 feet to a point, 50.00 feet right of Station 173+10.00;

Thence S 87° 31' 56" E, a distance of 50.00 feet to a point, 50.00 feet right of Station 173+60.00;

Thence N 47° 28' 04" E, a distance of 14.14 feet to a point, 40.00 feet right of Station 173+70.00;

Thence S 87° 31' 56" E, a distance of 163.43 feet to Grantor's northeasterly corner, being the northwesterly corner of Lot 156, WORTHINGTON GREEN SECTION 2, according to the plat thereof, as recorded in Plat Book 65, Page 78, and being 40.00 feet right of Station 175+33.43;

Thence S 02° 28' 04" W, along Grantor's easterly line and along the westerly line of said Lot 156, a distance of 10.00 feet to a point 50.00 feet right of Station 175+33.43;

Thence through said 14.397 acre tract, the following nine (9) courses:

1) N 87° 31' 56" W, a distance of 168.43 feet to a point 50.00 feet right of Station 173+65.00;

2) S 36° 09' 28" W, a distance of 18.03 feet to a point 65.00 feet right of Station 173+55.00;

3) N 87° 31' 56" W, a distance of 35.00 feet to a point 65.00 feet right of Station 173+20.00;

4) N 42° 31' 56" W, a distance of 14.14 feet to a point 55.00 feet right of Station 173+10.00;

5) N 87° 31' 56" W, a distance of 715.00 feet to a point 55.00 feet right of Station 165+95.00;

6) S 35° 08' 18" W, a distance of 46.53 feet to a point 59.92 feet right of Station 18+90.00;

7) S 03° 52' 12" E, a distance of 90.55 feet to a point 49.92 feet right of Station 18+00.00;

8) S 10° 12' 37" E, a distance of 150.00 feet to a point 49.92 feet right of Station 16+50.00;

9) S 16° 21' 17" W, a distance of 22.36 feet to the Grantor's westerly line, being 39.92 feet right of Station 16+30.00;

Thence N 10° 12' 37" W, along said westerly line, a distance of 251.11 feet to 39.92 feet right of Station 18+81.11;

Thence through said 14.397 acre tract, the following four (4) courses:

1) N 79° 47' 23" E, a distance of 15.71 feet to a point 55.64 feet right of Station 18+81.11;

2) N 10° 12' 37" W, a distance of 15.00 feet to a point 55.64 feet right of Station 18+96.11;

3) N 25° 32' 51" E, a distance of 38.33 feet to a point 53.88 feet right of Station 165+79.39;

4) N 72° 33' 00" E, a distance of 40.74 feet to the True Point Of Beginning and containing 0.379 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157054 and 610-157031.

Of the above-described tract, 0.077 acres is located in Auditor's Parcel 610-157054, which includes 0.000 acres in the present road occupied; 0.302 acres is located in Auditor's Parcel 610-157031, which includes 0.000 acres in the present road occupied.

This description was prepared in February 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the center-line of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 2. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 109-T **TEMPORARY CONSTRUCTION EASEMENT**

Official Record 34545 C-14

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.023 acres out of Lot 6, WOODBRIDGE GREEN SECTION ONE, according to the plat thereof, as recorded in Plat 55, Page 47, conveyed to Andrea K. Gibbs, as described in Official Record 34545 C14, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 670.15 feet to Station 171+57.43;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly corner, being the southeasterly corner of a 1.245 acre tract of land, conveyed to Zettler Stores Inc., as described in Official Record 8189 F10, and being 40.00 feet left of Station 171+57.43 and the True Point Of Beginning;

Thence N 02° 28' 04" E, along Grantor's westerly line and the easterly line of said 1.245 acre tract, a distance of 15.00 feet to a point 55.00 feet left of Station 171+57.43;

Thence S 71° 38' 48" E, a distance of 18.27 feet to a point 50.00 feet left of Station 171+75.00;

Thence S 87° 31' 56" E, a distance of 82.15 feet to Grantor's easterly line, being the westerly line of Lot 5, said WOODBRIDGE GREEN SECTION ONE, and being 50.00 feet left of Station 172+57.15;

Thence S 34° 03' 53" W, along said easterly and westerly line, a distance of 11.74 feet to Grantor's southeasterly corner, being the southwesterly corner of said Lot 5, and being 40.00 feet left of Station 172+51.00;

Thence N 87° 31' 56" W, along Grantor's southerly line, a distance of 93.57 feet to the True Point Of Beginning and containing 0.023 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-181488.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 3. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 110-T
TEMPORARY CONSTRUCTION EASEMENT

Official Record 27351 F-14

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.018 acres out of Lot 5, WOODBRIDGE GREEN SECTION ONE, according to the plat thereof, as recorded in Plat 55, Page 47, conveyed to Marvin E. Tucker and Donna C. Tucker (with Life Estate), as described in Official Record 27351 F14, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 763.72 feet to Station 172+51.00;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly corner, being the southeasterly corner of Lot 6, said WOODBRIDGE GREEN SECTION ONE, and being 40.00 feet left of Station 172+51.00 and the True Point Of Beginning

Thence N 34° 03' 53" E, along Grantor's westerly line and the easterly line of said Lot 6, a distance of 11.74 feet to a point 50.00 feet left of Station 172+57.15;

Thence S 80° 52' 37" E, a distance of 43.14 feet to a point 45.00 feet left of Station 173+00.00;

Thence S 87° 31' 56" E, a distance of 85.75 feet to Grantor's easterly line, being the westerly line of Lot 4, said WOODBRIDGE GREEN SECTION ONE, and being 45.00 feet left of Station 173+85.75;

Thence S 06° 16' 08" W, along said easterly and westerly line, a distance of 5.01 feet to Grantor's southeasterly corner, being the southwesterly corner of said Lot 4, and being 40.00 feet left of Station 173+85.41;

Thence N 87° 31' 56" W, along Grantor's southerly line, a distance of 134.42 feet to the True Point Of Beginning; and containing 0.018 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-181487.

This description was prepared in May, 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 4. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 111-S
PERPETUAL SEWER UTILITY EASEMENT

Instrument 199903260075510

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.008 acres (340.0 square feet) out of Lot 4, WOODBRIDGE GREEN SECTION ONE, according to the plat thereof, as recorded in Plat 55, Page 47, conveyed to Dawn M. Haas and Jason F. Tolan, as described in Instrument 199903260075510, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 898.13 feet to Station 173+85.41;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly corner, being the southeasterly corner of Lot 5, said WOODBRIDGE GREEN SECTION ONE, and being 40.00 feet left of Station 173+85.41 and the True Point Of Beginning;

Thence N 06° 16' 08" E, along Grantor's westerly line and the easterly line of said Lot 5, a distance of 5.01 feet to a point 45.00 feet left of Station 173+85.75;

Thence N 84° 04' 43" E, a distance of 68.54 feet to Grantor's easterly line, being the westerly line of Lot 3, said WOODBRIDGE GREEN SECTION ONE, and being 55.00 feet left of Station 174+53.55;

Thence S 02° 22' 06" W, along said easterly and westerly line, a distance of 15.00 feet to Grantor's southeasterly corner, being the southwesterly corner of said Lot 3, and being 40.00 feet left of Station 174+53.58;

Thence N 87° 31' 56" W, along Grantor's southerly line, a distance of 68.17 feet to the True Point Of Beginning and containing 0.008 acres (340.0 square feet) of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-181486.

This description was prepared in May, 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

Section 5. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, # 561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 112-T
TEMPORARY CONSTRUCTION EASEMENT

Instrument 199807280188581

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.017 acres out of Lot 3, WOODBRIDGE GREEN SECTION ONE, according to the plat thereof, as recorded in Plat 55, Page 47, conveyed to Richard G. Comer and Susan Comer, as described in Instrument

199807280188581, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 966.30 feet to Station 174+53.58;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly comer, being the southeasterly comer of Lot 4, said WOODBRIDGE GREEN SECTION ONE, and being 40.00 feet left of Station 174+53.58 and the True Point Of Beginning;

Thence N 02° 22' 06" E, along Grantor's westerly line and the easterly line of said Lot 4, a distance of 15.00 feet to a point 55.00 feet left of Station 174+53.55;

Thence S 82° 45' 47" E, a distance of 60.14 feet to Grantor's easterly line, being the westerly line of Lot 2, said WOODBRIDGE GREEN SECTION ONE, and being 50.00 feet left of Station 175+13.48;

Thence S 02° 24' 05" W, along said easterly and westerly line, a distance of 10.00 feet to Grantor's southeasterly comer, being the southwesterly comer of said Lot 2, and being 40.00 feet left of Station 175+13.50;

Thence N 87° 31' 56" W, along Grantor's southerly line, a distance of 59.92 feet to the True Point Of Beginning and containing 0.017 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-181485.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 6. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 113-T **TEMPORARY CONSTRUCTION EASEMENT**

Official Record 22983 H-07

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.018 acres out of Lot 2, WOODBRIDGE GREEN SECTION ONE, according to the plat thereof, as recorded in Plat 55, Page 47, conveyed to Cheryl Ann Roell, as described in Official Record 22983 H07, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 164+87.28) and Smoky Row Road (Station 20+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 1026.22 feet to Station 175+13.50;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly comer, being the southeasterly comer of Lot 3, said WOODBRIDGE GREEN SECTION ONE, and being 40.00 feet left of Station 175+13.50 and the True Point Of Beginning;

Thence N 02° 24' 05" E, along Grantor's westerly line and the easterly line of said Lot 3, a distance of 10.00 feet to a point 50.00 feet left of Station 175+13.48;

Thence N 84° 40' 16" E, a distance of 36.86 feet to a point 55.00 feet left of Station 175+50.00;

Thence S 84° 40' 11" E, a distance of 23.43 feet to Grantor's easterly line, being the westerly line of Lot 1, said WOODBRIDGE GREEN SECTION ONE, and being 53.83 feet left of Station 175+73.40;

Thence S 02° 26' 05" W, along said easterly and westerly line, a distance of 13.83 feet to Grantor's southeasterly comer, being the southwesterly comer of said Lot 1, and being 40.00 feet left of Station 175+73.41;

Thence N 87° 31' 56" W, along Grantor's southerly line, a distance of 59.92 feet to the True Point Of Beginning and containing 0.018 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-181484.

This description was prepared in May, 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 7. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 125-S **PERPETUAL SEWER UTILITY EASEMENT**

Official Record 3 696 J-18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.054 acres out of Lot 108, WOODBRIDGE GREEN SECTION TWO, according to the plat thereof, as recorded in Plat 60, Page 1, conveyed to Stephen D. & Jayne A. Yates, as described in Official Record 3696 J18, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 177+02.32) and Saddle Run (Station 40+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 792.06 feet to Station 184+94.38;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southeasterly comer, being the westerly line of a 6.652 acre tract, conveyed to the City of Columbus, as described in Official Record 14196 E15 and 11996 C03, and being 85.00 feet left of Station 184+94.38 and the True Point Of Beginning.

Thence N 87° 31' 56" W, along said southerly line, a distance of 105.53 feet to a point 40.00 feet left of Station 183+88.84;

Thence through said Lot 108, the following two courses:

1) N 02° 14' 55" E, a distance of 18.93 feet to a point 58.93 feet left of Station 183+88.77;

2) N 87° 55' 57" E, a distance of 99.49 feet to Grantor's easterly line, being the westerly line of said 6.652 acre tract, and being 66.79 feet left of Station 184+87.95;

Thence S 11° 01' 20" E, along said easterly and westerly line, a distance of 27.54 feet to the True Point Of Beginning and containing 0.054 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-193045.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 125-T **TEMPORARY CONSTRUCTION EASEMENT**

Official Record 3696 J18

Situated in the City of Columbus, County of Franklin, State of Ohio, being 0.066 acres out of Lot 108, WOODBRIDGE GREEN SECTION TWO, according to the plat thereof, as recorded in Plat Book 60, Page 1, conveyed to Stephen D. & Jayne A. Yates, as described in Official Record 3696 J18, these and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 177+02.32) and Saddle Run (Station 40+00.00), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 31' 56" E, along the centerline of said Hard Road, a distance of 618.47 feet to Station 183+20.79;

Thence N 02° 28' 04" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southwesterly corner, being the southeasterly corner of Lot 109, said WOODBRIDGE GREEN SECTION TWO, and being 40.00 feet left of Station 183+20.79 and the True Point Of Beginning;

Thence N 05° 03' 43" W, along Grantor's westerly line and the easterly line of said Lot 109, a distance of 10.09 feet to a point 50.00 feet left of Station 183+19.47;

Thence through said Lot 108, the following two courses:

1) N 75° 29' 41" E, a distance of 68.51 feet to a point 70.00 feet left of Station 183+85.00;

2) N 83° 48' 58" E, a distance of 99.72 feet to Grantor's easterly line, being the westerly line of a 6.652 acre tract, conveyed to the City of Columbus, as described in Official Record Book 14196 E15 and 11996 C03, and being 85.00 feet left of Station 184+83.58;

Thence S 11° 01' 20" E, along said easterly and westerly line, a distance of 18.72 feet, and being 66.79 feet left of Station 184+87.95;

Thence through said Lot 108, the following two courses:

1) S 87° 55' 57" W, a distance of 99.49 feet to a point 58.93 feet left of Station 183+88.77;

2) S 02° 14' 55" W, a distance of 18.93 feet to Grantor's southerly line, being 40.00 feet left of Station 183+88.84;

Thence N 87° 31' 56" W, along said southerly line, a distance of 68.05 feet to the True Point Of Beginning and containing 0.066 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-193045.

This description was prepared in March 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

Section 8. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 130-S **PERPETUAL SEWER UTILITY EASEMENT**

Deed 125, Page 344

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.132 acres out of 22.825 acres, conveyed to CSX Transportation Inc., as described in Deed 125, Page 344, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence N 87° 18' 14" W, along the centerline of said Hard Road, a distance of 50.11 feet to Station 189+22.55;

Thence S 02° 41' 46" W (perpendicular to the previous course), a distance of 40.00 feet to the westerly right-of-way line of said 22.825 acre tract, being the most northeasterly corner of Lot 128, WOODBRIDGE GREEN SECTION TWO, according to the plat thereof, as recorded in Plat 65, Page 77, and being 40.00 feet right of Station 189+22.55; thence S 09° 14' 40" E, along said westerly right-of-way line and the easterly line of said Lot 128, a distance of 11.41 feet to a point 51.17 feet right of Station 189+24.87, and being the True Point Of Beginning;

Thence through said 22.825 acre tract of land, the following three (3) courses:

1) S 39° 46' 55" E, a distance of 31.35 feet to a point 76.43 feet right of Station 189+41.32;

2) S 12° 11' 50" E, a distance of 238.01 feet to a point 305.75 feet right of Station 190+02.59;

3) S 77° 48' 10" W, a distance of 28.75 feet to said westerly right-of-way line, being the easterly line of Lot 130, said WOODBRIDGE GREEN SECTION TWO, and being 311.72 feet right of Station 189+80.14;

Thence N 09° 14' 40" W, along said westerly right-of-way line and along said easterly line of Lot 130, the easterly line of Lot 129, said WOODBRIDGE GREEN SECTION TWO, and the easterly line of said Lot 128, a distance of 276.17 feet to the True Point Of Beginning and containing 0.132 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157065.

This description was prepared in August 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 130-SL
PERPETUAL SLOPE EASEMENT

Deed 125, Page 344

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.076 acres out of 22.825 acres, conveyed to CSX Transportation Inc., as described in Deed 125, Page 344, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 9.55 feet to Station 189+82.21;

Thence S 02° 41' 46" W (perpendicular to the previous course), a distance of 321.52 feet to the westerly right-of-way line of said 22.825 acre tract, and being 321.52 feet right of Station 189+82.21 and being the True Point Of Beginning;

Thence through said 22.825 acre tract of land, the following three (3) courses:

- 1) N 77° 48' 10" E, a distance of 28.75 feet to a point 314.13 feet right of Station 190+09.99;
- 2) S 09° 14' 40" E, a distance of 116.70 feet to a point 428.31 feet right of Station 190+34.14;
- 3) S 80° 45' 20" W, a distance of 28.71 feet to said westerly right-of-way line, 434.25 feet right of Station 190+06.05;

Thence N 09° 14' 40" W, along said westerly right-of-way line, a distance of 115.22 feet to the True Point Of Beginning and containing 0.076 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157065.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 130-SL-1
PERPETUAL SLOPE EASEMENT

Deed 125, Page 344

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.016 acres out of 22.825 acres, conveyed to CSX Transportation Inc., as described in Deed 125, Page 344, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence N 87° 18' 14" W, along the centerline of said Hard Road, a distance of 97.78 feet to Station 188+74.88;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 190.00 feet to the westerly right-of-way line of said 22.825 acre tract, being the easterly line of that tract, conveyed to the City of Columbus, as described in Official Records 14196 E15 and 11996 C03, and being 190.00 feet left of Station 188+74.88, and being the True Point Of Beginning;

Thence N 09° 14' 26" W, along Grantor's westerly line and the easterly line of said City tract, a distance of 71.49 feet to a point 260.00 feet left of Station 188+60.38;

Thence through said 22.825 acre tract of land, the following three (3) courses:

- 1) S 87° 31' 56" E, a distance of 10.21 feet to a point 260.00 feet left of Station 188+70.59;
- 2) S 09° 14' 26" E, a distance of 71.49 feet to a point 190.00 feet right of Station 188+85.10;
- 3) N 87° 31' 56" W, a distance of 10.21 feet to the True Point Of Beginning and containing 0.016 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-157065.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

Section 9. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 139-S
PERPETUAL SEWER UTILITY EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.041 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim- Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 2216.99 feet to Station 211+89.65;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 60.00 feet to Grantor's southerly line, and being 60.00 feet left of Station 211+89.22 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following three (3) courses:

- 1) N 01° 27' 30" E, a distance of 60.01 feet to a point 120.00 feet left of Station 211+87.92;
- 2) S 87° 18' 14" E, a distance of 30.01 feet to a point 120.00 feet left of Station 212+17.93;
- 3) S 01° 27' 30" W, a distance of 60.01 feet to a point 60.00 feet left of Station 212+19.23;

Thence N 87° 18' 13" W, along said southerly line, a distance of 30.01 feet to the True Point Of Beginning and containing 0.041 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146460.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-S-I

PERPETUAL SEWER UTILITY EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.062 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3067.34 feet to Station 225+80.00;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southerly line, and being 40.00 feet left of Station 225+80.00 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following four (4) courses:

- 1) N 02° 41' 46" E, a distance of 42.00 feet to a point 82.00 feet left of Station 225+80.00;
- 2) S 87° 18' 14" E, a distance of 43.00 feet to a point 82.00 feet left of Station 226+23.00;
- 3) S 42° 18' 14" E, a distance of 59.40 feet to a point 40.00 feet left of Station 226+65.00;
- 4) N 87° 18' 13" E, a distance of 85.00 feet to Grantor's southerly line, being 40.00 feet left of Station 226+65.00;

Thence N 87° 18' 14" W, along said southerly line, a distance of 70.00 feet to the True Point Of Beginning and containing 0.062 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146463.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-SL

PERPETUAL SLOPE EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.219 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 1967.34 feet to Station 209+40.00;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet to Grantor's southerly line, and being 40.00 feet left of Station 209+40.00 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following four (4) courses:

- 1) N 02° 41' 46" E, a distance of 15.00 feet to a point 55.00 feet left of Station 209+40.00;
- 2) N 76° 46' 42" E, a distance of 237.00 feet to a point 120.00 feet left of Station 211+67.92;
- 3) S 87° 18' 14" E, a distance of 20.00 feet to a point 120.00 feet left of Station 211+87.92;
- 4) S 01° 27' 30" W, a distance of 60.01 feet to Grantor's said southerly line, being 40.00 feet left of Station 211+89.22;

Thence along said southerly line, the following three (3) courses:

- 1) N 87° 18' 13" W, a distance of 106.42 feet to a point 60.00 feet left of Station 210+82.80;
- 2) S 79° 04' 10" W, a distance of 84.89 feet to a point 40.00 feet left of Station 210+00.29;
- 3) N 87° 18' 14" W, a distance of 60.29 feet to the True Point Of Beginning and containing 0.219 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146460.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-SL-I

PERPETUAL SLOPE EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.091 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 2247.00 feet to Station 212+19.66;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 60.00 feet to Grantor's southerly line, and being 60.00 feet left of Station 212+19.23 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following six (6) courses:

- 1) N 01° 27' 30" E, a distance of 60.01 feet to a point 120.00 feet left of Station 212+17.93;
- 2) S 87° 18' 14" E, a distance of 20.00 feet to a point 120.00 feet left of Station 212+37.93;
- 3) S 10° 52' 18" E, a distance of 51.44 feet to a point 70.00 feet left of Station 212+50.00;
- 4) S 87° 18' 14" E, a distance of 50.00 feet to a point 55.00 feet left of Station 214+30.00;
- 5) S 80° 43' 19" E, a distance of 130.86 feet to a point 40.00 feet left of Station 214+30.00;
- 6) S 02° 41' 46" E, a distance of 15.00 feet to Grantor's southerly line, 40.00 feet left of Station 214+30.00;

Thence along said southerly line, the following three (3) courses:

- 1) N 87° 18' 57" W, a distance of 7.20 feet to a point 40.00 feet left of Station 214+30.00;
- 2) N 79° 10' 25" W, a distance of 141.42 feet to a point 40.00 feet left of Station 214+30.00;

3) N 87° 18' 13" E, a distance of 63.57 feet to the True Point Of Beginning and containing 0.091 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146460.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-SL-2

PERPETUAL SLOPE EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.024 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3567.34 feet to Station 225+40.00;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet, and being 40.00 feet left of Station 225+40.00 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following four (4) courses:

1) N 02° 41' 46" E, a distance of 10.00 feet to a point 50.00 feet left of Station 225+40.00;

2) N 54° 02' 11" E, a distance of 51.22 feet to a point 82.00 feet left of Station 225+80.00;

3) S 02° 41' 47" W, a distance of 42.00 feet to a point 40.00 feet left of Station 225+80.00;

4) S 87° 18' 14" E, a distance of 40.00 feet to the True Point Of Beginning and containing 0.024 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146463.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-SL-3

PERPETUAL SLOPE EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.046 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3692.34 feet to Station 226+65.00;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet, and being 40.00 feet left of Station 226+65.00 and the True Point Of Beginning;

Thence through Grantor's tract of land, the following four (4) courses:

1) N 42° 18' 14" W, a distance of 28.28 feet to a point 60.00 feet left of Station 226+45.00;

2) S 87° 18' 14" E, a distance of 105.00 feet to a point 60.00 feet left of Station 227+50.00;

3) S 23° 52' 11" E, a distance of 22.36 feet to a point 40.00 feet left of Station 227+60.00;

4) N 87° 18' 14" W, a distance of 95.00 feet to the True Point Of Beginning and containing 0.046 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146463.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-T

TEMPORARY CONSTRUCTION EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.197 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 1300.07 feet to Station 202+72.73;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 47.40 feet to Grantor's westerly line, being on the easterly line of a tract of land, conveyed to the Board of Education of Worthington, as described in Deed Book 3504, Page 284, and being 47.40 feet left of Station 202+72.73 and the True Point Of Beginning.

Thence N 02° 41' 46" E, along said westerly line and said easterly line, a distance of 7.60 feet to a point 55.00 feet left of Station 202+72.73;

Thence through Grantor's tract of land, the following ten (10) courses:

1) S 85° 41' 18" E, a distance of 177.34 feet to a point 50.00 feet left of Station 204+50.00;

2) S 87° 18' 14" E, a distance of 185.00 feet to a point 50.00 feet left of Station 206+35.00;

3) N 21° 07' 52" E, a distance of 31.62 feet to a point 80.00 feet left of Station 206+45.00;

4) S 87° 18' 14" E, a distance of 55.00 feet to a point 80.00 feet left of Station 207+00.00;

5) S 19° 06' 19" E, a distance of 26.93 feet to a point 55.00 feet left of Station 207+10.00;

6) S 84° 07' 27" E, a distance of 90.14 feet to a point 50.00 feet left of Station 208+00.00;

7) S 87° 18' 14" E, a distance of 140.00 feet to a point 50.00 feet left of Station 209+40.00;

8) S 02° 41' 46" W, a distance of 10.00 feet to a point 40.00 feet left of Station 209+40.00;

9) N 87° 18' 14" W (parallel with said centerline of Hard Road), a distance of 469.99 feet to a point 40.00 feet left of Station 204+70.00;

10) N 85° 09' 23" W, a distance of 197.42 feet to the True Point Of Beginning and containing 0.197 acres of land, more or less. Of the above-described tract, 0.142 acres is located in Auditor's Parcel 610-146461, which includes 0.000 acres in the present road occupied; 0.055 acres is located in Auditor's Parcel 610-146460, which includes 0.000 acres in the present road occupied.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

PARCEL 139-T-1

TEMPORARY CONSTRUCTION EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.291 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 2457.34 feet to Station 214+30.00;

Thence N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet to a point 40.00 feet left of Station 214+30.00 and the True Point Of Beginning

Thence through Grantor's tract of land, the following seven (6) courses:

- 1) N 02° 41' 46" E, a distance of 25.00 feet to a point 65.00 feet left of Station 214+30.00;
- 2) S 87° 18' 14" E, a distance of 40.00 feet to a point 65.00 feet left of Station 214+70.00;
- 3) S 80° 43' 19" E, a distance of 130.86 feet to a point 50.00 feet left of Station 216+00.00;
- 4) S 87° 18' 14" E, a distance of 940.00 feet to a point 50.00 feet left of Station 225+40.00;
- 5) S 02° 41' 46" W, a distance of 10.00 feet to a point 40.00 feet left of Station 225+40.00;
- 6) N 87° 18' 14" W, a distance of 1110.00 feet to the True Point Of Beginning and containing 0.291 acres of land, more or less.

Of the above-described tract, 0.093 acres is located in Auditor's Parcel 610-146460, which includes 0.000 acres in the present road occupied; 0.198 acres is located in Auditor's Parcel 610-146463, which includes 0.000 acres in the present road occupied.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

PARCEL 139-T-2

TEMPORARY CONSTRUCTION EASEMENT

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.067 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3787.34 feet to Station 227+60.00; thence

N 02° 41' 46" E (perpendicular to the previous course), a distance of 40.00 feet to a point 40.00 feet left of Station 227+60.00 and the True Point Of Beginning

Thence through Grantor's tract of land, the following four (4) courses:

- 1) N 23° 52' 11" W, a distance of 22.36 feet to a point 60.00 feet left of Station 226+45.00;
- 2) S 83° 58' 09" E, a distance of 248.40 feet to a point 44.12 feet left of Station 230+00.00;
- 3) S 86° 43' 24" W, a distance of 53.34 feet to a point 39.97 feet left of Station 229+44.14;
- 4) N 87° 18' 15" W, a distance of 184.92 feet to the True Point Of Beginning and containing 0.067 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-146463.

This description was prepared in May, 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

PARCEL 139-WD

ALL RIGHT, TITLE, INTEREST, AND ESTATE IN FEE SIMPLE WITHOUT LIMITATION OF ACCESS

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.628 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 1300.07 feet to Station 202+72.73 and to a PK nail set at Grantor's southwesterly corner and being the True Point Of Beginning;

Thence N 02° 41' 46" E, along Grantor's westerly line and the easterly line of a tract of land, conveyed to the Board of Education of Worthington, as described in Deed Book 3504, Page 284, a distance of 47.40 feet to an iron pin set 47.40 feet left of Station 202+72.73;

Thence through Grantor's tract of land, the following two (2) courses:

1) S 85° 09' 23" E, a distance of 197.42 feet to an iron pin set 40.00 feet left of Station 204+70.00;

2) S 87° 18' 14" E, a distance of 530.25 feet to an iron pin set on Grantor's southerly line and a northerly line of a tract of land, conveyed to the Franklin County Commissioners, as described in Official Record Book 8082 G02, being 40.00 feet left of Station 210+00.29;

Thence S 79° 04' 10" W, along Grantor's line and along the line of said Commissioners' tract, a distance of 84.89 feet to an iron pin set, 20.00 feet left of Station 209+17.79;

Thence S 02° 41' 15" W, along Grantor's line and along the westerly line of said Commissioners' tract, a distance of 20.00 feet to a PK nail set in Grantor's southerly line, being 00.00 feet left of Station 209+17.79;

Thence N 87° 18' 14" W, along Grantor's said southerly line, a distance of 645.06 feet to the True Point Of Beginning and containing 0.628 acres of land, more or less.

Of the above-described tract, 0.426 acres are located in Auditor's Parcel 610-146461, which includes 0.205 acres in the present road occupied and 0.202 acres are located in Auditor's Parcel 610-146460, which includes 0.091 acres in the present road occupied.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 139-WD-I

ALL RIGHT, TITLE, INTEREST, AND ESTATE IN FEE SIMPLE WITHOUT LIMITATION OF ACCESS

Deed Book 3695, Page 473

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 1.387 acres out of that tract, conveyed to John C. Antrim & Elsie J. Antrim-Dildine, as described in Deed Book 3695, Page 473, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 2465.13 feet to Station 214+37.79, and to a point on the line of Grantor's tract, being the easterly line of a tract of land, conveyed to the Franklin County Commissioners, as described in Official Record Book 8082 G02, and being 00.00 feet left of Station 214+37.79 and the True Point Of Beginning;

Thence along Grantor's westerly line and the easterly line of said Commissioners' tract, the following two courses:

1) N 02° 42' 17" E, a distance of 20.00 feet to a PK nail set 20.00 feet left of Station 214+37.79;

2) N 34° 10' 30" W, a distance of 25.00 feet to an iron pin set 40.00 feet left of Station 214+22.80;

Thence through Grantor's tract of land, the following two (2) courses:

1) S 87° 18' 14" E, a distance of 1522.13 feet to an iron pin set, 39.96 feet left of Station 229+45.21;

2) S 02° 41' 46" W, a distance of 40.00 feet to a PK nail set, 0.03 feet right of Station 229+44.92;

Thence N 87° 18' 14" W, a distance of 1507.13 feet to the True Point Of Beginning and containing 1.387 acres of land, more or less.

Of the above-described tract, 0.224 acres are located in Auditor's Parcel 610-146460, which includes 0.110 acres in the present road occupied and 1.163 acres are located in Auditor's Parcel 610-146463, which includes 0.582 acres in the present road occupied.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

Section 10. That fee simple title and lesser interests in and to the following described real property, be appropriated for the public purpose of the Hard Road Phase B Project, #561001, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

PARCEL 141-WD

ALL RIGHT, TITLE, INTEREST, AND ESTATE IN FEE SIMPLE WITHOUT LIMITATION OF ACCESS

Instrument 199709170095435

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.338 acres out of 9.292 acres, conveyed to Joseph C. Antrim & Elsie J. Antrim-Dildine, as described in Instrument 199709170095435, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3673.95 feet to Station 226+46.61;

Thence S 02° 41' 46" W (perpendicular to the previous course), a distance of 20.00 feet to an iron pin set at Grantor's northwesterly corner, being on the easterly line of that tract of land, conveyed to Joseph C. Antrim, as described in Instrument 199705150000797, and being 20.00 feet right of Station 226+76.61 and the True Point Of Beginning;

Thence S 87° 18' 14" E, along Grantor's northerly line, a distance of 745.00 feet to an iron pin 94.76 feet right of Station 234+09.06;

Thence S 00° 02' 46" E, along Grantor's easterly line, a distance of 20.02 feet to an iron pin 114.52 feet right of 234+05.54;

Thence N 87° 18' 14" W (parallel to Grantor's said northerly line, a distance of 726.17 feet to an iron pin on Grantor's westerly line;

Thence N 41° 59' 44" W, along said westerly line, being the easterly line of said Joseph C. Antrim tract, a distance of 28.13 feet to the True Point Of Beginning and containing 0.338 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-104961.

This description was prepared in May 2001 by Carl F. Purtz III, Registered Surveyor Number 6598.

Iron pins set are ¾ inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

PARCEL 141-T
TEMPORARY CONSTRUCTION EASEMENT

Instrument 199709170095435

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.039 acres out of 9.292 acres, conveyed to Joseph C. Antrim & Elsie J. Antrim-Dildine, as described in Instrument 199709170095435, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3887.34 feet to Station 228+60.00;

Thence S 02° 41' 46" W (perpendicular to the previous course), a distance of 40.00 feet to Grantor's westerly line, being the easterly line of that tract, conveyed to Joseph C. Antrim, as described in Instrument 199705150000797, and being 40.00 feet right of Station 228+60.00 and the True Point Of Beginning;

Thence through said 9.292 acre tract, the following seven (7) courses:

- 1) S 87° 18' 14" E (parallel with said centerline of Hard Road), a distance of 193.46 feet to a point 44.76 feet right of Station 230+50.00;
- 2) S 88° 03' 56" W, a distance of 123.87 feet to a point 50.00 feet right of Station 229+30.00;
- 3) S 29° 15' 40" W, a distance of 11.18 feet to a point 60.00 feet right of Station 229+25.00;
- 4) N 87° 18' 14" W, a distance of 20.00 feet to a point 60.00 feet right of Station 229+05.00;
- 5) N 23° 52' 08" W, a distance of 11.18 feet to a point 50.00 feet right of Station 229+00.00;
- 6) S 86° 59' 08" W, a distance of 50.25 feet to a point 55.00 feet right of Station 228+50.00;
- 7) N 36° 23' 10" E, a distance of 18.03 feet to the True Point Of Beginning and containing 0.039 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-104961.

This description was prepared in May 2001 by Carl F. Purz III, Registered Surveyor Number 6598.

Iron pins set are 1/2 inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

The foregoing described temporary construction easement shall have a term of two (2) years commencing upon the Grantee's (contractor's) entry upon the described real property for actual construction purposes, and terminating two (2) years thereafter.

PARCEL 141-SL
PERPETUAL SLOPE EASEMENT

Instrument 199709170095435

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in Section 1, Township 2, Range 19, United States Military Lands, and being 0.086 acres out of 9.292 acres, conveyed to Joseph C. Antrim & Elsie J. Antrim-Dildine, as described in Instrument 199709170095435, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for Reference at a monument found and to be reset upon completion of construction, at the centerline intersection of Hard Road (Station 189+72.66) and the CSX Railroad (Station 14+72.02), as delineated on the Centerline Plat prepared by URS Greiner for said improvement to Hard Road, on record in the Franklin County Engineer's Office; thence S 87° 18' 14" E, along the centerline of said Hard Road, a distance of 3723.74 feet to Station 226+96.40;

Thence S 02° 41' 46" W (perpendicular to the previous course), a distance of 40.00 feet to Grantor's westerly line, being on the easterly line of that tract, conveyed to Joseph C. Antrim, as described in Instrument 199705150000797, and being 40.00 feet right of Station 226+96.40 and the True Point Of Beginning;

Thence through said 9.292 acres, the following four (4) courses:

- 1) S 87° 18' 14" E, a distance of 163.60 feet to a point 40.00 feet right of Station 228+60.00;
- 2) S 36° 23' 10" W, a distance of 18.03 feet to a point 55.00 feet right of Station 228+50.00;
- 3) S 86° 59' 08" W, a distance of 50.25 feet to a point 60.00 feet right of Station 228+00.00
- 4) S 75° 04' 56" W, a distance of 73.46 feet to said Grantor's westerly line, being the easterly line of said Joseph C. Antrim's tract, and being 82.23 feet right of Station 227+29.98;

Thence along said westerly and easterly lines, the following two courses:

- 1) N 25° 55' 14" W, a distance of 21.04 feet to a point on Grantor's westerly line;
- 2) N 41° 59' 44" W, a distance of 33.43 feet to the True Point Of Beginning and containing 0.086 acres of land, more or less.

The above-described acreage is contained in Auditor's Parcel 610-104961.

This description was prepared in May 2001 by Carl F. Purz III, Registered Surveyor Number 6598.

Iron pins set are 3/4 inch diameter rebar, thirty inches long with yellow identification caps.

The bearings are based on the centerline of Hard Road between monuments at Station 164+87.28 (at Smoky Row Road) and Station 177+02.32 (at Saddle Run/Fallhaven Drive) and correspond to the bearing of S 87° 31' 56" E, as delineated on said Centerline Plat.

Section 11. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 12. That the Council of the City of Columbus hereby declares its intention to obtain immediate possession of the real property interests described herein.

Section 13. That the Council of the City of Columbus hereby fixes the value of said fee simple title and lesser interests as follows:

1.	108WD, S, T, T-1	\$21,114.00
2.	109T	\$1,546.00
3.	110T	\$1,667.00
4.	111S	\$1,478.00
5.	112-T	\$1,300.00
6.	113T	\$1,380.00
7.	125S,T	\$9,995.00
8.	130S, SL, SL-1	\$20,600.00
9.	139 WD,WD-1,T,T1,T2,NS,NS 1,SL,SL-1,SL-2,SL-3	\$128,330.00
10.	141WD,T,SL	\$48,675.00

Section 14. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 15. That the expenditure of Two Hundred Thirty Six Thousand Eighty Five Dollars (\$236,085.00), or so much thereof as may be necessary, from the Federal-State Highway Engineering Fund, be and hereby is authorized as follows:

Project #	Fund#	Dept/Div.	OCA Code	Object Level Three	AC#	Amount
561001	765	59-09 (fka 59-03)	561001	6601	010371	\$236,085.00

Section 16. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1599-02

To accept the plat titled UPPER ALBANY SECTION 1, from M/I Schottenstein Homes, Inc., an Ohio corporation, by Stephen M. Caplinger, Vice President Land Operations, and to declare an emergency.

WHEREAS, the plat titled UPPER ALBANY SECTION 1, (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, M/I Schottenstein Homes, Inc., an Ohio corporation, by Stephen M. Caplinger, Vice President Land Operations, owner of the platted land, desires to dedicate to the public use all or such parts of the Avenue, Drives, Lanes, Place and Road shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that it is immediately necessary to authorize the acceptance of said plat so that lots may be sold and construction within this subdivision may proceed without delay thereby preserving the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the plat titled UPPER ALBANY SECTION 1, on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1600-02

To authorize the City Auditor to transfer \$23,500.00 from the Special Income Tax Fund to the Voted 1999 Health Renovation Fund; to authorize the appropriation of said funds; to authorize the Director of Finance to enter into contract as necessary for the purchase of wall protection fixtures subject to approval by the Director of Finance and the Equal Business Opportunity Commission; to authorize the Board of Health to modify and increase a contract with Sign Solutions of Ohio for signage for the Blind School Renovation Project, and to declare an emergency. (\$23,500.00)

WHEREAS, a need exists for wall protection fixtures and signage for the Health Department; and

WHEREAS, the establishment of funding is necessary to allow payment for these services; and

WHEREAS, an appropriation and transfer of funds is necessary for the project to proceed; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this part of the project is presently expected not to exceed \$23,500.00; and

WHEREAS, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the sum of \$23,500.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 to the City Auditor Department No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1999 Health Renovation Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the amount of \$23,500.00 is hereby appropriated to the Voted 1999 Health Renovation Fund No. 706- Blind School Renovation Project for the Health Department, Dept./Div. No. 50-01, Object Level One 06, Project 570053, OCA 597013.

SECTION 4. That the Director of Finance is hereby authorized to enter into contract for wall protection fixtures for the Blind School Renovation Project subject to approval by the Equal Business Opportunity Commission.

SECTION 5. That the Board of Health is hereby authorized to modify and increase a contract for signage for \$3,500 with Sign Solutions of Ohio for the Blind School Renovation Project.

SECTION 6. That the expenditure of \$23,500.00 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 7. The City Auditor is authorized to establish proper accounting project numbers.

SECTION 8. The modification is in compliance with 329.16 of the Columbus City Code.

SECTION 9. That upon obtaining other funds for the Blind School Renovation project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 10. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

SECTION 11. The City intends that this ordinance constitute an "official intent" for purposes of Section 1.150- 2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

SECTION 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1601-02

To authorize the City Auditor to transfer \$7,500.00 from the Special Income Tax Fund to the Voted 1999 Health Renovation Fund; to authorize the appropriation of said funds; to authorize the Director of Finance to enter into contract utilizing a Universal Term Contract with Mity-Lite for \$5,056, and to enter into contract as necessary for the purchase of tables subject to approval by the Equal Business Opportunity Commission in an amount not to exceed \$2,444; and to declare an emergency. (\$7,500.00)

WHEREAS, a need exists for tables and carts for the Health Department; and

WHEREAS, the establishment of funding is necessary to allow payment for these services; and

WHEREAS, an appropriation and transfer of funds is necessary for the project to proceed; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this part of the project is presently expected not to exceed \$7,500.00; and

WHEREAS, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the sum of \$7,500.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 to the City Auditor, Department No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1999 Health Renovation Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the amount of \$7,500.00 is hereby appropriated to the Voted 1999 Health Renovation Fund No. 706- Blind School Renovation Project for the Health Department, Dept./Div. No. 50-01, Object Level One 06, Project 570053, OCA 597013.

SECTION 4. That the Director of Finance is hereby authorized to enter into contract with Mity-Lite, Inc. for \$5,056 for tables and carts for the Blind School Renovation Project.

SECTION 5. That the Director of Finance is hereby authorized to enter into contract for tables for the Blind School Renovation Project, in an amount not to exceed \$2,444 and subject to approval by the Equal Business Opportunity Commission.

SECTION 6. That the expenditure of \$7,500.00 is hereby authorized from the Health Renovation Fund, Fund No 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 7. The City Auditor is authorized to establish proper accounting project numbers.

SECTION 8. That upon obtaining other funds for the Blind School Renovation project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

SECTION 10. The City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1602-02

To authorize the City Auditor to transfer \$35,000.00 from the Special Income Tax Fund to the Voted 1999 Health Renovation Fund; to authorize the appropriation of said funds; to authorize the Board of Health to enter into contract with Matrix Systems, Inc. for the purchase and installation of access security control equipment in an amount not to exceed \$32,000, in accordance with waiver provisions of the City Code; to authorize the Director of Finance, subject to approval by the Equal Business Opportunity Commission, to establish purchase orders as necessary for the purchase of furniture in an amount not to exceed \$3,000; and to declare an emergency. (\$35,000.00)

WHEREAS, a need exists for access security control equipment and furniture for the Health Department; and

WHEREAS, the establishment of funding is necessary to allow payment for these services; and

WHEREAS, an appropriation and transfer of funds is necessary for the project to proceed; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this part of the project is presently expected not to exceed \$35,000.00; and

WHEREAS, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the Voted 1999 Health Renovation Fund for the immediate preservation of the public health, peace, property safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the sum of \$35,000.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 to the City Auditor, Department No. 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Voted 1999 Health Renovation Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the amount of \$35,000.00 is hereby appropriated to the Voted 1999 Health Renovation Fund No. 706- Blind School Renovation Project for the Health Department, Dept./Div. No. 50-01, Object Level One 06, Project 570053, OCA 597013.

SECTION 4. That the Director of Finance is hereby authorized to enter into contracts as necessary for the purchase of furniture for the Blind School Renovation Project in an amount not to exceed \$3,000, subject to approval by the Equal Business Opportunity Commission.

SECTION 5. That the Board of Health is hereby authorized to enter into a contract with Matrix Systems, Inc., for the purchase and installation of access security control equipment for the Blind School Renovation Project in an amount not to exceed \$32,000.

SECTION 6. That the expenditure of \$35,000.00 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 7. The City Auditor is authorized to establish proper accounting project numbers.

SECTION 8. That upon obtaining other funds for the Blind School Renovation project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

SECTION 10. The City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

SECTION 11. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1603-02

To authorize and direct the appropriation of \$40,000 in the Emergency Human Service Fund; to authorize and direct the City Auditor to transfer \$40,000 from the Emergency Human Service Fund to the Health Special Revenue Fund; to authorize the appropriation of \$40,000 in the Health Special Revenue Fund to provide for additional interpretation and translation services; and to declare an emergency. (\$40,000)

WHEREAS, funds are available for the transfer of \$40,000 from the Emergency Human Service Fund to the Health Special Revenue Fund to provide for interpretation and translation services; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transactions to be posted in an expedient manner into the City's accounting system thereby helping to ensure accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to appropriate the aforementioned funds, thereby preserving the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That from the unappropriated monies in the Emergency Human Services Fund, Fund No. 232, and from all monies estimated to come into said fund, from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$40,000 is hereby appropriated to the Health Department, Division No. 50-01, Object Level One 10, Object Level Three 5501, OCA Code 903914.

SECTION 2. That the City Auditor be and is hereby authorized and directed to transfer \$40,000 from Emergency Human Service Fund, Fund No. 232, Health Department, Division No. 50-01, Object Level One Object Level Three 5501, OCA Code 903914, to the Health Special Revenue Fund, Fund No. 250, Health Department, Division No. 50-01, OCA Code 102061.

SECTION 3. That from the unappropriated monies in the Health Special Revenue Fund, Fund No. 250, and from all monies estimated to come into said fund, from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$40,000 is hereby appropriated to the Health Department, Division No. 50-01, OCA Code 502062, Object Level One 03.

SECTION 4. That the monies appropriated in the foregoing Sections 1 and 3 shall be paid upon order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the City Auditor is authorized to make any accounting changes necessary to ensure that the monies appropriated through this ordinance are properly accounted for and recorded accurately on the City's financial records.

SECTION 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

ORD. NO. 1604-02

To authorize the Board of Health to modify and increase the contract with Community Refugee & Immigration Services for translation and interpretation services; to authorize the expenditure of \$40,000.00 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$40,000.00)

WHEREAS, the Health Department currently has a contract with Community Refugee & Immigration Services which provides translation and interpretation services for clients of Health Department clinics; and,

WHEREAS, in order to maintain sufficient service levels through the remainder of the contract term, it will be necessary modify and increase the contract; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to modify and increase the contract with Community Refugee & Immigration Services for the preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Board of Health is hereby authorized to modify and increase Contract DE028720 with Community Refugee & Immigration Services for the continuation of translation and interpretation services through February 28, 2003.

SECTION 2. That the expenditure of \$40,000 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Division No. 50-01, Object Level One 03, Object Level Three 3337, OCA Code 502062.

SECTION 3. That this modification and increase is awarded in accordance with Section 329.16 of the Columbus City Code.

SECTION 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this hereby declared to be an emergency measure and shall take effect and be in force from and after its approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1605-02

To authorize the Director of the Department of Development to release the recorded second-position interest of the City of Columbus in one property that secures an outstanding loan totaling \$3,599.08 made by the City's Department of Development to borrower Mary Ann White.

WHEREAS, the Department of Development made a loan, with a balance due of \$3,599.08, to Mary Ann White through the Your Home Columbus Program and recorded a second-position interest in the residential property; and

WHEREAS, Huntington National Bank has a first-position interest in the same property; and

WHEREAS, the release of the City's interest will enable Huntington National Bank to pursue a private sale of the property rather than commencing a foreclosure action; and

WHEREAS, in exchange for the City's release of interest, the City will be paid \$2,993.00 from the proceeds of the private sale, while the City would be paid nothing if the property was sold through a foreclosure action; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of the Department of Development be and is hereby authorized to release the recorded second-position interest of the City of Columbus in the property (referenced in Background) that secures an outstanding loan, with a balance due of \$3,599.08, made by the City's Department of Development to borrower Mary Ann White.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended October 21, 2002, Matthew D. Habash, President of Council / Approved as amended October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1606-02

To authorize the Board of Health to enter into a contract with The Ohio State University School of Public Health to provide program evaluation and monitoring services for the Healthy Start grant program; to waive the City Code provisions for competitive bidding; to authorize the expenditure of \$25,790 from the Health Department Grants Fund to pay the cost thereof. (\$25,790)

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with The Ohio State University School of Public Health to provide program evaluation and monitoring services for the Healthy Start grant program; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with The Ohio State University School of Public Health for program evaluation and monitoring services for the Healthy Start grant program for the period June 1, 2002 through May 31, 2003.

SECTION 2. That to pay the costs of said contract, the expenditure of \$25,790 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 502017, OCA Code 502017, Object Level One 03, Object Level Three 3337.

SECTION 3. That Section 329.11 of the Columbus City Code is hereby waived.

SECTION 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed as amended October 21, 2002, Matthew D. Habash, President of Council / Approved as amended October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1607-02

To authorize and direct that notice for a public hearing set for November 25, 2002 be given in compliance with O.R.C. Section 349.03 for the establishment of The Jeffrey New Community Authority; and to declare an emergency.

WHEREAS, a new community authority to be known as The Jeffrey New Community Authority (the "Authority") is proposed for organization in accordance with Chapter 349 of the Revised Code; and

WHEREAS, Jeffrey Place Development LLC, a "developer" within the meaning of Ohio Revised Code (O.R.C.) 349.01(E) has filed with this Council as the "organizational board of commissioners" within the meaning of O.R.C. 349.01(F), a petition for the organization of the Authority; and

WHEREAS, the petition contains the information and statements required by O.R.C. Section 349.03(A) and has been signed by the Clerk of the City of Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is necessary to proceed as quickly as possible to facilitate the development of the Authority for the preservation of the public health, peace, property, safety and welfare without delay; and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That this Council hereby determines that the petition complies as to form and substance with the requirements of O.R.C. Section 349.03.

Section 2. That pursuant to Section 349.03 of the Revised Code, and Section 1 of this Ordinance, a public hearing will be held on the petition for the establishment of the Authority on November 25 2002, commencing at 5:00 p.m.

Section 3. That it is hereby directed that notice of that public hearing to be given in accordance with O.R.C. Section 349.03.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes this Ordinance.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1609-02

To authorize the Public Service Director to enter into a lease agreement for the Division of Fire with Viking Properties for the lease of warehouse and office space, to authorize the expenditure of \$150,991.35 from the Division of Fire's General Fund Budget, and to declare an emergency. (\$150,991.35)

WHEREAS, the Public Service Director entered into a lease agreement for the rental of warehouse/office space for the Division of Fire, and WHEREAS, this lease shall be \$135,991.35 for 15 months, and

WHEREAS, additional funding is necessary for the Lessor to provide modifications needed by the Division of Fire to occupy the space, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Facilities Management in that it is immediately necessary to authorize the Public Service Director to enter into a lease with Viking Properties for warehouse/office space for the Division of Fire, thereby preserving the public health, peace, property, safety, and welfare; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Public Service Director be and is hereby authorized to enter into contract with Viking Properties for warehouse/office space for the Division of Fire for one year and to include additional funding for the Lessor to provide modifications needed by the Division of Fire to occupy the space.

SECTION 2. That the expenditure of \$150,991.35, or so much thereof that may be necessary, in regard to the action authorized in SECTION 1., be and is hereby authorized and approved as follows:

DIVISION	FUND	OCA CODE	OBJ. LEVEL 1	OBJ. LEVEL 3	AMOUNT
30-04	010	301531	03	3301	\$150,991.35

SECTION 3. That for the reasons in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed October 21, 2002, Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk

RESOLUTIONS**RES NO. 184X-02**

To revoke resolutions 159X-87 and 15X-98 and to express the City's policy for extending water and sewer services beyond the City's corporate limits.

WHEREAS, the City of Columbus provides services to its inhabitants and, to the extent available pursuant to law, and in the exercise of its discretion, may sell and deliver such services to non-inhabitants of the City; and

WHEREAS, the Council of the City of Columbus has determined certain conditions and restrictions upon which such services may be provided to such non-inhabitants, and to property outside the corporate limits of the City; and

WHEREAS, there has occurred over such period of time dramatic growth and development, both within and without the corporate limits of the City of Columbus, and throughout the metropolitan central Ohio area; and

WHEREAS, such growth and development has produced additional circumstances and conditions which materially affect the ability of the City of Columbus to provide sewer and water utility services to its inhabitants, and to promote the continued growth and development of the City in a manner consistent with its ability to provide such services, to protect the environment, and to fulfill its contractual obligations; and

WHEREAS, the City of Columbus deems it advisable to assure the availability of such utility services to its current and future inhabitants, and to those with whom it has contractual obligations to provide such services, to promote orderly growth and development within and without its corporate limits, and to discourage urban sprawl; and

WHEREAS, there exists, both within and without the corporate limits of the City, a substantial demand for sewer and water utility services to be provided by the City of Columbus, and such demand reasonable can be expected to continue to increase in the future; and

WHEREAS, by Resolution 15X-98, the Council of the City of Columbus established a policy for the provision of water and sewer services to non-inhabitants of the City of Columbus; and

WHEREAS, there is a need to clarify and revise the provisions under which such services are to be provided, specifically, to clarify that sewer and/or water service may be provided to a municipality or other entity, or to an area, pursuant to future ordinance of City Council; and

WHEREAS, the Council of the City of Columbus, in order to fulfill its duties and obligations of its inhabitants and to those with whom it has contractual obligations, does hereby deem it necessary and advisable for the immediate preservation of the public health, safety and welfare to formally adopt and to express a policy with regard to the extension of sewer and water utility services to such areas outside the corporate limits of the City, and the inhabitants thereof; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. Except as otherwise provided herein, or as provided by separate ordinance, no sewer or water utility service shall be extended or otherwise shall be made available to any property, person, firm, business, corporation, municipal corporation or other entity outside the corporate limits of the City of Columbus.

SECTION 2. Those properties, persons, firms, businesses, corporations, municipal corporations, or other entities outside the corporate limits of the City of Columbus which are receiving sewer and/or water utility services on the effective date hereof may continue to receive such services pursuant to the terms and conditions of any contract providing for the same; provided, however, that such services may not be extended or otherwise enlarged except as provided by such contract or this resolution.

SECTION 3. Those properties not included in Section 2 which are outside the corporate limits of the City of Columbus and which, prior to 1960, were assessed by the County for construction of an adjacent water line, in anticipation of receiving City water service, are eligible to receive water service.

SECTION 4. Sewer and/or water service may be provided to those areas covered by agreements between the County of Franklin, Ohio and the City of Columbus authorized by 1813-87, provided such services shall not be extended or otherwise enlarged, except as provided in said agreement or in this resolution.

SECTION 5. Sewer and/or water utility service may be extended to any property outside the corporate limits of the City of Columbus upon which the City requires an easement for the extension of such service to other portions of the City, to City-owned property, or to other municipalities or other entities with which the City has a contract to provide such service; provided, however, that the City is able to acquire such easement by negotiation without the necessity of commencing legal proceedings; further that such service shall not be further extended or enlarged except upon the terms and conditions of any such contract or in this resolution provided and upon such rules and regulations as may be promulgated by the Director of the Department of Public Utilities.

SECTION 6. Upon specific approval of Council, sewer and/or water utility service may be extended to property outside the corporate limits of the City of Columbus for the purpose of restoration, or otherwise providing such service where the same shall have been provided by individual property owners or other entity in such instances where the City has caused or contributed to a substantial, unusual, or prolonged interruption thereof.

SECTION 7. Upon specific approval of Council, sewer and/or water utility service may be made available to a public school serving students residing within the corporate limits of the City of Columbus provided that the property owner will petition for annexation immediately upon becoming contiguous with either the City of Columbus or a municipality with which the City of Columbus has an agreement to provide sewer and/or water utility service.

SECTION 8. Upon specific approval of Council, sewer and/or water utility services may be made available to a school site not located within an exclusive area when the following factors apply:

- 1) Many of the students who will attend the school are residents of the City.
- 2) The school site does not have access to sewer and/or water utility services.
- 3) Immediate annexation of the site upon which the school is to be constructed or operated would result in the school site being located in a school district different from the school district requesting sewer and/or water utility services.
- 4) Whenever deemed necessary by the City's Director of Public Utilities, the District should initiate a petition for annexation of the school site to the City.
- 5) Unless the school site shall become annexed to the City of Columbus, or to some other municipality to which Columbus provides sewer and water utility services, the provision of utility services hereunder shall continue only for so long as the site shall be used exclusively for school purposes by the District requesting service.

SECTION 9. The resolution 15x-98, passed March 9, 1998 and resolution 159X-87, passed July 30, 1987, are hereby repealed.

SECTION 10. That this measure shall take effect and be in force from and after the earliest period allowed by law.

Adopted October 21, 2002 Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk.

RES NO. 185X-02

To recognize and congratulate Dawn Renee Tyler for her outstanding years of service to Columbus City Council.

WHEREAS, for the past three years, Dawn has served as the Legislative Aide to Columbus City Council Member Charleta B. Tavares; and
WHEREAS, During her tenure with City Council, Dawn's sense of public duty has been reflective in her tireless efforts on behalf of others;

and

WHEREAS, Dawn's professional and personal affiliations include the Center for New Directions Board of Trustees, United Way's ACCORD, founder of The New Leaders Columbus, Secretary for Ohio Women in Government, Chair of the Social Action Committee for the Columbus Alumnae Chapter of Delta Sigma Theta Sorority, and a member of the Hampton University and I Know I Can Alumnae Associations; and

WHEREAS, Dawn's achievements and recognitions include the Hampton University Community Service Award, Marvin S. Gilman/ National Housing Endowment Scholarship, Presidential Fellowship Award, Milton and Mary Edelstein Prize for Public Service, and the Ohio Dr. Martin Luther King Jr. Midwest Region Service Award; and

WHEREAS: Dawn's tremendous sense of care and concern for co-workers and all citizens of Columbus will be difficult to replace; and

WHEREAS, Dawn will be missed for her remarkable contributions to Columbus City Council over the past three years, we wish her well on all future endeavors; now, therefore

BE IT RESOLVED BY THIS COUNCIL OF THE CITY OF COLUMBUS

That this Council does hereby recognize and congratulate Dawn R. Tyler for her dedication and outstanding service to the public.

BE IT FURTHER RESOLVED

That a copy of this Resolution be presented to Dawn R. Tyler as a token of our esteem.

Adopted October 21, 2002 Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk.

RES NO. 186X-02

To recognize and support The Down Syndrome Association of Central Ohio and the First Annual Buddy Walk on October 27, 2002.

WHEREAS, the Buddy Walk was established in 1995 by the National Down Syndrome Society to promote awareness and inclusion for people with Down Syndrome; and

WHEREAS October is National Down Syndrome Awareness Month, and thousands of people across America and around the world participate in Buddy Walks each year; and

WHEREAS, the Buddy Walk is sponsored by the National Down Syndrome Society, local support groups, the Down Syndrome Association of Central Ohio schools and many other organizations; and

WHEREAS, the goal of the Buddy Walk is to promote understanding and acceptance of people with Down Syndrome, which affects more than 350,000 people in the United States; and

WHEREAS, the funds raised in Central Ohio's First Ever Buddy Walk will help support the mission of the Down Syndrome Association of Central Ohio, "To insure all persons with Down Syndrome are given the opportunity to achieve their potential"; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That this Council does hereby recognize and support The Down Syndrome Association of Central Ohio and the First Ever Buddy Walk on October 27, 2002.

Adopted October 21, 2002 Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk.

RES NO. 187X-02

To congratulate Tammi Post as this year's Clarence Sheehan award recipient

WHEREAS, Tammi Post is a native of Columbus and a lifelong resident, and

WHEREAS, she has been a union member since taking her first job just out of high school by working at Robertshaw Controls and becoming a member of Teamsters Local 413, and

WHEREAS, she joined the Communications Workers of America in 1981 when she went to work for the Ohio State University and became a union steward in 1982, and

WHEREAS, she later joined the union's Executive Board and has held several posts chairing the Membership Committee and the Finance Committee, and sitting on the Community Service Committee, and earning the post of union treasurer, and

WHEREAS, she has been as a Union Counselor, a delegate to several international conventions and has represented Local 4501 in many capacities including serving as a delegate to the Central Ohio Union Label and Services Trades Council since 1990 and joining its executive board in 1998 and acting as a delegate to the Columbus-Franklin County AFL-CIO, and

WHEREAS, Tammi is also very civic-minded working with the UCAN Program of the United Way of Central Ohio and has been a passionate advocate for working families in many capacities, and

WHEREAS, Tammi is so devoted to the importance of union principles that from the cars she drives to the shampoo she uses, they all bear the Union Label; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS

That Columbus City Council does honor Tammi Post, this year's Clarence Sheehan award recipient, and wishes her many years of success.

Adopted October 21, 2002 Matthew D. Habash, President of Council / Approved October 22, 2002 Michael B. Coleman, Mayor / Attest,
Timothy McSweeney, City Clerk.

BIDS WANTED - PURCHASING OFFICE

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article 1, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is hereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

BID OPENING DATE 10/31/02**BID FOR BASEBALL BATTING CAGE NETTING**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on October 31, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Department of Recreation and Parks

Bid for Baseball Batting Cage Netting Solicitation No. SA000334 HJB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(10/19/02; 10/26/02)

BID OPENING DATE 11/07/02**BID FOR HYDRAULIC IMPACT HAMMER/COMPACTOR**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on NOVEMBER 7, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: SEWERAGE & DRAINAGE

Bid for HYDRAULIC IMPACT HAMMER/COMPACTOR Solicitation No. SA-000343 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(10/26/02; 11/02/02)

BID FOR PURCHASE OF VISION EQUIPMENT

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on November 7, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

SPECIAL NOTICE: Prevailing Wages apply.

Envelopes must be plainly marked: Health

Bid for Purchase of Vision Equipment Solicitation No. SA000341DRM in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(10/26/02; 11/02/02)

BID FOR PURCHASE OF SODIUM HYPOCHLORITE

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on Thursday, November 7, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Sewerage & Drainage
Bid for Purchase of Sodium Hypochlorite Solicitation No. SA000338JRM in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(10/26/02; 11/02/02)

BID FOR PURCHASE OF GLOSS FLOOR FINISH

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on Thursday, November 7, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Recreation & Parks
Bid for Purchase of Gloss Floor Finish Solicitation No. SA000337JRM in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(10/26/02; 11/02/02)

BID FOR PURCHASE OF PERSONAL SAFETY PRODUCTS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on November 7, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Finance
Bid for Purchase of Personal Safety Products Solicitation No. SA000342DRM in accordance with specifications on file in the Purchasing Office.
Joel Taylor, Finance Director
(10/26/02; 11/02/02)

BIDS WANTED - OTHER DIVISIONS

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if a corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article 1, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL THE LISTED DIVISION

BID FOR DEPOSIT OF PUBLIC MONEY

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, and building and loan or savings associations or companies situated in Franklin County, Ohio, whose application for deposit of public money has been approved by the Columbus Depository Commission that bids will be accepted by the City Treasurer for the deposit of inactive funds:

The City Treasurer will accept such bids by telephone (645-7727) or in person between the hours of 8:00 a.m. and 10:45 a.m. Monday through Friday. Such bids should specify the time span of the certificate of deposit, the rate of interest being offered, the amount of funds being bid upon, and the beginning and ending date for which said bid is applicable. By order of the Columbus Depository Commission.

THOMAS ISAACS, Chairman
HUGH J. DORRIAN, Secretary
JOEL S. TAYLOR, Member

BID OPENING DATE 11/20/02**MAINTENANCE SERVICE BAY EXTENSION**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 p.m., Local Time, on Wednesday November 20, 2002, and publicly opened and read at that hour and place for the following project: MAINTENANCE SERVICE BAY EXTENSION

The work for which proposals are invited consists of the construction of a 32' x 32' pre-engineered gabled-roof steel building extension. Copies of the Contract Documents are on file at the Fiscal Office of the Division of Sewerage and Drainage, 910 Dublin Road, Room 4019, Columbus, Ohio, 43215, and are available at no cost by contacting 614/645-6041.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: SERVICE BAY EXTENSION
CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Compliance with the provisions of Article 1, Title 39 Columbus City Code, 1959 is a condition of the Contract. Applications for certification may be obtained by calling (614) 645-3666

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to the licensing of corporations licensed under the laws of any other state.

PRE-BID CONFERENCE

A pre-bid conference for this project will be held on Monday November 11, 2002, 10:00 am at the Compost Facility 7000 Jackson Pike, Lockbourne, OH 43137

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

PREVAILING WAGE

Attention of the bidder is called to the special requirements that are included in the Bid Submittal Documents regarding prevailing wage rates to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance bond and payment bond of ten percent (10%) of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Material Specifications (CMSC), latest edition, will be required to assure the faithful performance of the work.

FURTHER INFORMATION

Information concerning this bid may be obtained by contacting Joe Lombardi, Contract Manager, at (614) 645-6031.

John R. Doult, P.E., Director of Public Utilities

(10/26/02; 11/02/02; 11/09/02)

BID OPENING DATE 11/27/02

**JACKSON PIKE WASTEWATER TREATMENT PLANT NEW HEADWORKS
PROJECT NO. 650252
AERATION BLOWER ADDITIONS
PHASE 2A, CONTRACT J207**

Sealed Proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at its office, 910 Dublin Road, Room 4105, until 3:00 p.m., Local Time, on Wednesday, November 27, 2002, and publicly opened and read at that hour and place for the construction of: JACKSON PIKE WASTEWATER TREATMENT PLANT NEW HEADWORKS, PROJECT NO. 650252, AERATION BLOWER ADDITIONS, PHASE 2A, CONTRACT J207

The City of Columbus' contact person for this project is W. Keith Gilbert, P.E., Manager of the Sewerage and Drainage Division's General Engineering Section, telephone number 614/645-7610, and the work for which Proposals are invited consists in general of the following:

1. Furnish and install one 1000 Hp blower system in the ACA
2. Furnish and install one 1000 Hp blower system in the ACB
3. Provide all maintenance and operating instruction, training, start-up, testing, and commissioning.

BASIS OF BIDS

Bids shall be a Lump Sum or Unit Price basis as shown in the Proposal.

VIEWING BIDDING DOCUMENTS

Copies of the Bidding Documents as defined in General Conditions (Section 00700, Article 1, Paragraph 1.01 A.1) are or will be on file and may be examined at the following locations:

- 1) Division of Sewerage and Drainage, General Engineering Section, Southerly Wastewater Treatment Plant, 6977 S. High Street, Lockbourne, Ohio 43137.
- 2) Burgess & Niple, Limited, 5085 Reed Road, Columbus, Ohio 43220.
- 3) Plan Room, Builder's Exchange, 1175 Dublin Road, Columbus, Ohio 43215.
- 4) Plan Room, Builder's Exchange, 2077 Embury Park Road, Dayton, Ohio 45414.
- 5) Plan Room, Builder's Exchange, 981 Keynote Circle, Cleveland, Ohio 44131.
- 6) Plan Room, Builder's Exchange, 495 Wolf Ledges, Akron, Ohio 44311.
- 7) F.W. Dodge Corporation, 1175 Dublin Rd., Columbus, Ohio 43215.
- 8) F.W. Dodge Corporation, 655 Eden Park Drive, Cincinnati, Ohio 45202.
- 9) Dodge/SCAN, 6200 Rockside Woods Blvd, Suite 310, Independence, Ohio 43131.
- 10) Minority Business Development Center, 1000 E. Main Street, Columbus, Ohio 43205.
- 11) EBOC Office, 109 North Front Street, Room 429, Columbus, OH 43215

Copies of a compact disc (CD) containing the Project Manual files in PDF format and Drawings in TIF format may be purchased for viewing purposes through the office of Burgess & Niple, Limited, 5085 Reed Road, Columbus, Ohio 43220, upon payment of \$30.00 each. The purchaser of said CD will NOT be considered a Planholder, will NOT receive Addendums and will NOT be able to submit a Proposal using this CD. No refunds will be made for return of this compact disc. Checks are to be made payable to Burgess & Niple, Limited.

PURCHASING BIDDING DOCUMENTS

Copies of the Bidding Documents may be purchased by prospective bidders through the office of Burgess & Niple, Limited, 5085 Reed Road, Columbus, Ohio 43220, upon payment of \$300.00 per set. No refunds will be made for return of these documents. Checks are to be made payable to Burgess & Niple, Limited.

SUBMITTING A PROPOSAL

Proposals must be submitted on the Proposal forms contained in Volume I of the Project Manual and the said Volume of the Project Manual must be submitted IN ITS ENTIRETY in a sealed envelope marked: "BID FOR: JACKSON PIKE WASTEWATER TREATMENT PLANT NEW HEADWORKS, PROJECT NO. 650252, AERATION BLOWER ADDITIONS, PHASE 2A, CONTRACT J207"

PRE-BID CONFERENCE

There will be a Pre-bid Conference held at the Jackson Pike Wastewater Treatment Plant, CMT Trailer Complex Training Conference Room, 2104 Jackson Pike, Columbus, Ohio, on November 13, 2002, at 10:00 AM. Following the conference, a tour will be made to allow the prospective Bidders to inspect the project area and facilities.

PROOF OF QUALIFICATIONS

Bidders shall provide proof of qualifications to perform the Work as described in Paragraph 1.04 of the Instructions to Bidders (Section 00100).

PROPOSAL GUARANTY

The Bidder is required to submit a Proposal Guaranty (certified check or Proposal Bond in the form provided) in accordance with Paragraph 1.10 of the Instructions to Bidders. The amount of the Guaranty shall not be less than ten (10) percent of the Bid submitted.

COMMENCEMENT AND COMPLETION

Contract time of commencement and completion will be in accordance with the Contract.

CONTRACT PERFORMANCE AND PAYMENT BOND

A Contract Performance and Payment Bond of 100 percent of the amount of the Contract, with a satisfactory surety or sureties, as described in Paragraph 1.19 of the Instructions to Bidders, will be required to assure the faithful performance of the Work.

LICENSING OF CORPORATIONS

Particular attention is directed to the statutory requirements of the State of Ohio relative to licensing of entities incorporated under the laws of any other State.

OHIO WATER POLLUTION CONTROL LOAN FUND PROVISIONS

Any Contract or Contracts awarded under this Advertisement may be funded in whole or in part by a loan from the Ohio Water Pollution Control Loan Fund (WPCLF). Neither the State of Ohio or United States nor any of their Departments, Agencies or employees is or will be a party to this Advertisement or any resulting Contract. Contracts funded by this source will be subject to the following provisions.

- 1) **RESPONSIBILITY FOR PAYMENT:** The City is responsible for making monthly progress payments, even when the Owner's failure to comply with the loan conditions delay or disqualify further payment from the WPCLF.
- 2) **OTHER PROVISIONS:** The successful Bidder also must comply with all the provisions of (a) All provisions of OSHA governing the work; Contract Work Hours and Safety Standards Act; (b) Title IV of the Civil Rights Act of 1964; and (c) Ohio EPA policy of encouraging the participation of Small Business in Rural Areas (SBRAs)
- 3) **NONDISCRIMINATION IN EMPLOYMENT:** Bidders will be required to comply with the President's Executive Order No. 11246, as amended. The requirements for Bidders and Contractors under this order are explained in the specifications and in 41 CFR 60-4.
- 4) **CERTIFICATION REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS:** Bidders will be required to comply with the President's Executive Order No. 12549. The requirements for Bidders and Contractors under this order are explained in the specifications and in 40 CFR Part 32.
- 5) **WPCLF MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS:** WPCLF funding provisions include Minority Business Enterprise (MBE) and Women's Business Enterprise (WBE) "fair share" participation requirements. All responsive bidders are required to complete the MBE/WBE Fair Share Utilization information forms provided in the Proposal.
- 6) **CONTRACT PREVAILING WAGE DETERMINATION:** The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed.
- 7) **NON-SEGREGATED FACILITIES:** Bidders will be required to provide a "Certification of Non-segregated Facilities." The certification provides that the Bidder does not maintain or provide for its employees facilities which are segregated on a basis of race, creed, color, or national origin, whether such facilities are segregated by directive or on a de facto basis.
- 8) **VIOLATING FACILITIES:** By submission of a Bid, the Contractor agrees to comply with all applicable standards, orders or requirements under: Section 306 of the Clean Air Act, 42 United States Code (USC) 1857 (b); Section 508 of the Clean Water Act, 33 USC 1368; Executive Order 11738; and EPA Regulations, 40 CFR Part 15, which prohibit the use under non-exempt Federal contracts, grants, or loans, of facilities included on the EPA List of Violating Facilities.

EQUAL EMPLOYMENT OPPORTUNITY

No bid will be deemed responsive unless the Bidder's certification and other EEO information required by the specifications is submitted with the Bid.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive Bidder shall submit, with its Bid, a currently valid City of Columbus Contract Compliance Certification Number (CCCN) or a completed application for City certification. Each Bidder shall identify, using the forms in the Proposal, the subcontractors they propose to use, with the proposed value of the work to be sublet to each entity to fulfill the Contract, if awarded. Each Bidder shall also provide current CCCNs of all subcontractors, or completed applications for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel this Advertisement for Bids, to reject any and/or all Bids, to waive technicalities, to hold Bids for a period of 180 days after the Bid opening, to make an award of the Contract at any time during that 180 day period, and/or advertise for new Proposals, when such action is deemed by the Director to be in the best interests of the City.

REQUIRED NAMES AND ADDRESSES

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE:

- (1) The Contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provisions of this Equal Opportunity Clause.
- (2) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that the Contractor is an equal opportunity employer.
- (3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.
- (4) The Contractor shall permit access to any relevant and pertinent reports and documents by the Executive Director for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Executive Director by the Contractor shall be considered confidential.
- (5) The Contractor will not obstruct or hinder the Executive Director or his deputies, staff and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.
- (6) The Contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The Contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.
- (7) The Contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a Contractor not holding a valid certification number as provided for in Article I, Title 39.
- (8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract.

WITHHOLDING OF INCOME TAX

All Bidders are advised that in order for a contract to bind the City each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX

All Bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is hereby incorporated into and made part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as part thereof.

LOCAL CREDIT

For all contracts except professional service contracts: In determining the lowest bid for the purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is an individual or business entity: (1) whose principal place of business is located within the corporate limits of the City of Columbus or the County of Franklin as registered in official documents filed with the Secretary of State, State of Ohio, or Franklin County Records Office; or (2) who holds a valid vendor's license which indicates that its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

John R. Doult, PE, Director of Public Utilities

(10/26/02; 11/02/02)

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (RFP)
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

PROPOSALS FOR HELICOPTER INSURANCE SERVICES

Sealed proposals for the following item(s) will be received by the Purchasing Office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on November 14, 2002 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offeror unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Public Safety Dept/Police Div.

PROPOSALS FOR Helicopter Insurance Services. PROPOSAL NO. SA000332GM in accordance with specifications on file in the Purchasing Office.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

JOEL S.TAYLOR, Finance Director

(10/12/02; 10/19/02; 10/26/02)

PROPOSALS FOR LOCKBOX SERVICES

Sealed proposals for the following item(s) will be received by the Treasurer's Office at 90 West Broad Street, Rm. 111, Columbus, Ohio 43215, until 11:00a.m. Local Time on November 21, 2002 and at that time will be publicly opened and read. Proposals received after the time of opening will be returned to the offeror unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: City Treasurer's Office

PROPOSALS FOR Lockbox Services. PROPOSAL NO. SA000333 in accordance with specifications on file in the Purchasing Office.

Pre-Bid Conference Division of Water, Auditorium, 1st Floor, 910 Dublin Road, Columbus, Ohio 43215, on October 23, 2002 at 2:00 p.m.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

JOEL S.TAYLOR, Finance Director

(10/12/02; 10/19/02; 10/26/02)

**NOTICE OF REQUEST FOR PROPOSALS
REFERENCE LAB SERVICES - GENERAL**

The Health Department of the City of Columbus, Ohio has a need to contract for reference laboratory services for the testing of medical specimens for the Columbus health department for the two-year period February 1, 2003 through January 31, 2005. Specimens are generated by various programs of the Health Department.

To receive a Request for Proposals for "Reference Laboratory Services - General" please contact: Ken Dorian, Laboratory Manager, Infectious Diseases Cluster, Columbus Health Department, 240 Parsons Ave., Columbus, OH 43215, Phone: 614-645-6067, Fax: 614-645-8873, kend@cmhmetro.net

Proposals will be accepted at the Columbus Health Department, 240 Parsons Ave., Columbus, OH 43215, attention Ken Dorian, until 4:30 p.m., November 22, 2002.

EQUAL OPPORTUNITY

Providers interested in submitting a proposal are reminded that professional service contracts shall conform to the requirements of the Columbus City Codes, Title 39, the City's Affirmative Action Code.

WITHHOLDING OF INCOME TAX

All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries, and commissions paid to the contractors' employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX

All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

(10/26/02; 11/02/02)

PUBLIC NOTICES**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2003 are scheduled as follows:

Monday, February 3, 2003
Monday, May 12, 2003
Monday, September 29, 2003

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 am

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.

(10/2002; 10/2003)

**NOTICE
2001-2002 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD**

The Regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 29, 2001
December 27, 2001
January 31, 2002
February 28, 2002
March 28, 2002
April 25, 2002
May 30, 2002
June 27, 2002
July 25, 2002
August 29, 2002
September 26, 2002
October 31, 2002
November 28, 2002
December 26, 2002

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471; or E-mail to lldavis@cmhmetro.net.

(11/01; 12/02)

**NOTICE
2001-2002 MONTHLY MEETING SCHEDULE FOR THE COLUMBUS CHARITABLE SOLICITATION BOARD**

The Regular monthly meetings of the Columbus Charitable Solicitations Board will be scheduled for the third Thursday of every month at 10:00 a.m., with the exception of February and March, which will be the second Thursday of the month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 8, 2001 (Due to Holidays)
December 6, 2001 (Due to Holidays)
January 17, 2002
February 14, 2002
March 14, 2002
April 18, 2002
May 16, 2002
June 20, 2002
July 18, 2002
August – NO MEETING
September 19, 2002
October 17, 2002
November 7, 2002 (Due to Holidays)
December 5, 2002 (Due to Holidays)

The CSB will use reasonable efforts to hold its meetings in conformity with this schedule, but the CSB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471

Applications can be obtained by mail: Charitable Solicitations Board; c/o License Section, 240 Greenlawn Avenue; Columbus, Ohio 43223; or phone (614) 645-7471; or E-mail to lldavis@cmhmetro.net.

(11/01; 12/02)

**OFFICIAL NOTICE
CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS
APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.**

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. **Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area.** Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.cmhmetro.net
(1/02; 12/02)

**EXHIBIT A
NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION**

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercised certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at the Recreation and Parks Operations Complex conference room 420 W. Whittier Street at 8:30 a.m. on the following dates (unless otherwise posted):

Wednesday, January 9, 2002
Wednesday, February 13, 2002
Wednesday, March 13, 2002
Wednesday, April 10, 2002
Wednesday, May 8, 2002
Wednesday, June 12, 2002
Wednesday, July 10, 2002
August Recess – No meeting
Wednesday, September 11, 2002
Wednesday, October 9, 2002
Wednesday, November 13, 2002
Wednesday, December 11, 2002

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).
Wayne A. Roberts, Director
(01/02; 12/02)

**NOTICE
MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2002 are scheduled as follows:

Monday, February 4, 2002
Monday, May 13, 2002
Monday, September 30, 2002

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 a.m.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm meeting date, time and location or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.
(11/2001; 11/2002)

NOTICE TO THE ELECTORS OF THE CITY OF COLUMBUS

Notice is hereby given that in accordance with the referendum petition submitted to the Columbus City Clerk on July 24, 2002 and in pursuance of Ordinance No. 0754-02 of the City Council of the City of Columbus, Ohio, passed on the 24th day of June 2002, there will be submitted to a vote of the people of said City at the General Election to be held in the City of Columbus, Ohio, on Tuesday, the 5th day of November, 2002 the following question:

Shall Ordinance No. 0754-02 adopted by the City Council on June 24, 2002 to enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax of \$4 per day on short-term rentals of passenger vehicles, excluding livery vehicles, taxicabs and rentals associated with the repair or service of a vehicle, and the administration and collection of the tax by the City Auditor, to be in effect until December 31, 2005 unless by legislative action City Council extends its effective period, be approved?
(10/5/02; 10/12/02, 10/19/02; 10/26/02; 11/2/02)

**PUBLIC HEARING
BY COLUMBUS CITY COUNCIL**

The following Rezoning/Variance Ordinances will be heard by City Council on **Monday, October 28, 2002** at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

1559-02 To rezone **3510 WEST DUBLIN-GRANVILLE ROAD (43235)**, being 2.54± acres located at the
Z02-036 northwest corner of West Dublin-Granville Road and Federated Boulevard, From: CPD,

Commercial Planned Development District, To: CPD, Commercial Planned Development

1560-02 To rezone **4186 STELZER ROAD (43219)**, being 0.88± acres located on the east side of Stelzer
Z02-053 Road, 475± feet north of Morse Road, From: L-C-4, Limited Commercial District, To: L-C-4,
 Limited Commercial District.

1561-02 To amend Ordinance #560-99, passed March 22, 1999 (Z98-099), addressed as **6040**
Z98-099 **CLEVELAND AVENUE (43231)**, by repealing Section 3 and passing revised Section 3, thereby
 modifying graphics restrictions to bring an existing sign into zoning conformity, and to declare an emergency.

(10/19/02; 10/26/02)

MEETING NOTICE BREWERY DISTRICT COMMISSION

The regular meeting of the Brewery District Commission will be held on Thursday, November 7, 2002, at 6:15 p.m. in the Community Training Center, 109 N. Front Street, ground floor. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6407.

(10/26/02; 11/02/02)

AGENDA GRAPHICS COMMISSION CITY OF COLUMBUS, OHIO NOVEMBER 19, 2002

The City Graphics Commission will hold a public hearing on TUESDAY, NOVEMBER 19, 2002 at 2:30:00 in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

The City Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15 of the City Codes.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building and Development Services Section is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293.

A. 01320-00033
 1399 STELZER ROAD
 M, Manufacturing
 To Appeal Zoning Code Violation Order No. 01470-02830 issued on 6/4/2001 for:
 1. 3378.01, General Provisions
Code Enforcement Officer: Jeff Pharion
Code Enforcement Officer Phone: 645-4571
Appellant: Reywal Co. Limited Partnership, 600 South High Street, Columbus, Ohio 43215
Owner: Reywal Company Limited Partnership
Attorney/Agent: Robert E. Albright, 600 South High Street, Columbus, Ohio 43215

1. ODS No.: 02320-00034
 Location: 1481 POLARIS PARKWAY, 43240, located on the south side of Polaris Pkwy., approximately 1/4-mile west of Lyra Dr.
 Area Comm./Civic: Far North Columbus Communities Coalition
 Existing Zoning: L-C-4, Commercial District
 Request: Graphics Plan
 3375.12, Graphics requiring graphics commission approval.
 To install a total of four, 74± sq. ft. wall signs, one for each elevation of the building.
 Proposed Use: To install a "Hops" wall sign on each elevation of a restaurant.
 Applicant: Universal Signs, L.L.C. , 5818 Linebaugh Avenue, Tampa, Florida 33624
 Property Owner: Polaris Center, LLC., 20 South Third Street, Columbus, Ohio 43215
 Attorney/Agent: Jeffrey L. Brown, c/o Smith & Hale, 37 West Broad Street, Suite 725, Columbus, Ohio 43215
2. ODS No.: 02320-00033
 Location: 1731 ALUM CREEK DRIVE, 43207, located at the southwest corner of Frebis Ave. & Alum Creek Dr.
 Area Comm./Civic: Council of South Side Organizations
 Existing Zoning: C.P.D., Commercial Planned District
 Request: Graphics Plan
 3375.12, Graphics requiring graphics commission approval.
 To install a total of 28 signs; 27 ground signs and 1 wall sign. Two ground signs to be installed along Frebis Ave. and one ground sign to be installed along Alum Creek Dr.
 Proposed Use: To install identification and directional signs for the Franklin County Services Complex.
 Applicant: Franklin County Commissioners, 1731 Alum Creek Drive, Columbus, Ohio 43207
 Property Owner: Franklin County Commissioners Marianne Barnhart; 373 South High Street, 26th Fl. Columbus, Ohio 43215
 Attorney/Agent: J. Michael Asebrook, 454 East Main Street, Ste. 236, Columbus, Ohio 43215

3. ODS No.: 02320-00031
 Location: 575 EAST HUDSON STREET, 43211, located at the southwest corner of E. Hudson St. and the southbound I-71 entrance ramp.
 Area Comm./Civic: None
 Existing Zoning: M, Manufacturing District
 Request: Graphics Plan Amendment
 3375.12, Graphics requiring graphics commission approval.
 To revise an existing Graphics Plan (VG99-030; 99320-00004, December 14, 1999) to allow for the addition of a fifth tenant panel on an existing ground sign.
 Proposed Use: To create a fifth, 39.2 sq. ft. tenant panel space on an existing 3,205 ± sq. ft., 50 ft. tall ground sign.
 Applicant: Crewville, Ltd., 150 East Broad Street, 8th Floor, Columbus, Ohio 43215
 Property Owner: Lowes Home Centers, Inc., PO Box 111, Wilkesboro, NC 28656
 Attorney/Agent: Jeffrey L. Brown, 37 West Broad Street, Columbus, Ohio 43215
4. ODS No.: 02320-00002
 Location: 443 SOUTH LUDLOW STREET, 43215, located at the southwest corner of Fulton and Ludlow Streets.
 Area Comm./Civic: Brewery District
 Existing Zoning: M, Manufacturing District
 Request: Graphics Plan
 3375.12, Graphics requiring graphics commission approval.
 To modify an existing graphics plan by removing the rectangular 'Brewery District' signs from the arch signs designating the 'Tabu Club'; replacing the approved statue replica of King Gambrinus from atop the water tower and replacing it with a copper bowl on copper columns with metal 'flames' rising out of the bowl that will be externally-illuminated with colored lights from within the bowl, and to install three, curved, LED, changeable-copy display signs on each the east and west elevations of the tower. Also, to modify the plan to replace a rooftop sign having the words 'Chute/Gerdeman' with the words: 'Brewery District Columbus, Ohio', instead.
 Proposed Use: To modify the approved Graphics Plan from August 15, 2000 (#00320-00032) as follows: removing additional signage with the copy 'Brewery District' on the Arch signs and adding the name 'Tabu Club' to the same; changing the rooftop signs from "Chute/Gerdeman" to "Brewery District Columbus, Ohio"; and to add to the water tower internally-illuminated signage panels facing interstate 70, 84 feet in height, 90± feet of copy on each sign with electronic changeable copy about the Brewery District.
 Applicant: Ice House Ventures, c/o Arshot Investment Corp., 21 East State Street, Columbus, Ohio 43215,
 Property Owner: same as applicant
 Attorney/Agent: Daniel H. Schoedinger, Vorys, Sater, Seymour, & Pease, LLP, 52 East Gay Street, Columbus, Ohio 43215

The names and addresses of the adjacent property owners hereby notified were furnished by the applicant. You are not obligated to attend this meeting; however, you must be notified in accordance with law so that you can express your approval or disapproval of the variance or special permit, if you care to do so.
 (10/26/02; 11/02/02)

**AGENDA
 DEVELOPMENT COMMISSION
 ZONING MEETING
 CITY OF COLUMBUS, OHIO
 NOVEMBER 14, 2002**

The Development Commission of the City of Columbus will hold a public hearing on the following applications on THURSDAY, NOVEMBER 14, 2002, beginning at 6:00 P.M. at the CITY OF COLUMBUS, 1-71 NORTH COMPLEX at 757 Carolyn Avenue, Columbus, OH 43224 in the lower level HEARING ROOM.

Further information may be obtained by calling the Building Services Section Zoning Information at 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing.

The following applications for amendments to the Official Zoning Map of the City will be presented to the Development Commission as listed on the agenda.

THE FOLLOWING CASES WILL BE HEARD ON THE 6:00 P.M. AGENDA:

1. APPLICATION: Z01-096
 Location: 669 SOUTH GALLOWAY ROAD (43119), being 58.6± acres located on the west side of Galloway Road, 675± feet south of Sullivant Avenue. (Westland Area Commission)
 Existing Zoning: R, Rural District.
 Request: PUD-8, Planned Unit Development District.
 Proposed Use: Single-family residential development.
 Applicant(s): Dominion Homes, Inc.; c/o Donald T. Plank, Esq.; 145 East Rich Street, Columbus, Ohio 43215.
 Property Owner(s): Larry L. Worthington, John T. Worthington, Margaret Worthington & Elizabeth Wirth; c/o The applicant.
 Case Planner: Don Bier, 645-0712; dbier@cmhmetro.net
2. APPLICATION: Z02-069
 Location: 568 WILSON ROAD (43204), being 3.32± acres located on the east side of Wilson Road, 510± feet south of Fisher Road (Greater Hilltop Area Commission).
 Existing Zoning: R, Rural District.
 Request: L-M, Limited Manufacturing District.
 Proposed Use: Automotive recycling and sales.

- Applicant(s): Cyrus W. Young Trust, c/o Shirlee J. Hara, Trustee.; c/o Crabbe, Brown & James, LLP; 500 South Front Street, Suite 1200, Columbus, Ohio 43215.
 Property Owner(s): The Applicant.
 Case Planner: Don Bier, 645-0712; drbier@cmhmetro.net
3. APPLICATION: Z02-071
 Location: 3715 WEST DUBLIN-GRANVILLE ROAD (43017), being 0.71 ± acres located on the south side of West Dublin-Granville Road, 522± feet east of Sawmill Road.
 Existing Zoning: C-3, Commercial District.
 Request: L-C-4, Limited Commercial District.
 Proposed Use: Automobile sales.
 Applicant(s): Tansky Partners; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street; Columbus, Ohio 43215.
 Property Owner(s): The Applicant.
 Case Planner: Don Bier, 645-0712; drbier@cmhmetro.net
4. APPLICATION: Z02-072
 Location: 02832 SUNBURY ROAD (43219), being 2.1± acres located on the east side of Sunbury Road, 240± feet north of Agler Road (Northeast Area Commission).
 Existing Zoning: SR, Suburban Residential and AR-3 Apartment Residential Districts.
 Request: R-2, Residential District
 Proposed Use: Single-family residential development.
 Applicant(s): Benchmark Homes; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Columbus, Ohio 43215.
 Property Owner(s): David Gutridge, TR; c/o The Applicant.
 Case Planner: Shannon Pine, 645-2208; spine@cmhmetro.net
5. APPLICATION: Z01-064
 Location: 6261 WRIGHT ROAD (43110), being 72.22± acres located at the southeast corner of Wright Road and Gender Road.
 Existing Zoning: R, Rural District.
 Request: NC, Neighborhood Center, and NE, Neighborhood Edge Districts.
 Proposed Use: Traditional Neighborhood Development.
 Applicant(s): c/o George McCue, Atty.; 500 South Front Street, Suite 1200, Columbus, Ohio 43215.
 Property Owner(s): Franklin and Patricia Ickes; c/o The applicant.
 Case Planner: Don Bier, 645-0712; drbier@cmhmetro.net

THE FOLLOWING CASES WILL BE HEARD ON THE 7:00 P.M. AGENDA:

6. APPLICATION: Z02-009 (RECONSIDERATION)
 Location: 4201 SOUTH HAMILTON ROAD (43232), being 165.7± acres located at the southwest corner of Hamilton Road and Winchester Pike.
 Existing Zoning: C-4, Commercial, L-C-4, Limited Commercial, and R-1, Residential Districts.
 Request: L-C-4, Limited Commercial and L-AR-12, Limited Apartment Residential Districts.
 Proposed Use: Commercial and multi-family residential development.
 Applicant(s): Hamilton & 33, LLC; c/o David Dye, Atty.; 10 West Broad Street, Suite 2400, Columbus, Ohio 43215.
 Property Owner(s): Ebright Investment Co.; c/o Baker Rentals; 3319 East Livingston Avenue; Columbus, Ohio 43227.
 Case Planner: Don Bier, 645-0712; drbier@cmhmetro.net
7. APPLICATION: Z02-049
 Location: 2591 JOHNSTOWN ROAD (43219), being 6.32± acres located on the south side of Johnstown Road, 120± feet southwest of North Cassady Avenue.
 Existing Zoning: L-M, Limited Manufacturing and R-2, Residential District.
 Request: L-M, Limited Manufacturing District.
 Proposed Use: Warehousing and outdoor storage.
 Applicant(s): Pasquale Giammarco and Sandro Treonze; c/o William F. Newman, Atty.; 600 South High Street; Columbus, Ohio 43215.
 Property Owner(s): The Applicant.
 Case Planner: Don Bier, 645-0712; drbier@cmhmetro.net

(10/26/02; 11/02/02)

TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE

Code	Ordinance	2002	Page	Subject
To repeal Columbus Building Code sections 4125.43 & 4127.70	1093/02	29	1492	To repeal Columbus Building Code sections 4125.43 and 4127.70 in order to remove the requirement that in/sink food waste grinders, commonly referred to as garbage disposal units, be installed in all new residential kitchens or as part of a major remodeling.
To supplement the Columbus City Codes	1094/02	29	1493	To supplement the Columbus City Codes, 1959, with the addition of Section 3372.690 in order to create an Urban Commercial Overlay (UCO) district along portions of South Front Street and South High Street.
To revise Chapter 3372	1095/02	29	1495	To revise Chapter 3372 (Urban Commercial Overlay) of the Columbus City Codes by adoption of new Sections 3372.601, 3372.603, 3372.605, 3372.607, 3372.609, 3372.611, 3372.613 and 3372.615.
To amend Section 3101.01	2279/01	29	1497	To amend Section 3101.01 of the Columbus City Codes, 1959, to change the composition of the Development Commission by eliminating the Public Service Director as the seventh member; to allow the Mayor to appoint, with the approval of City Council, all qualified regular and alternate members of the Commission without regard to occupation or employer; and to declare an emergency.
To amend the Columbus City Codes	1145/02	29	1498	To amend the Columbus City Codes, 1959, by increasing the penalty for speeding in a school zone from a minor misdemeanor to a 4th degree misdemeanor, with a mandatory court appearance and a maximum fine \$250; and to make the Code consistent with the Ohio Revised Code; and to declare an emergency.
To supplement the Columbus City Codes	1143/02	30	1561	To supplement the Columbus City Codes, 1959, by amending C.C. 3303, 3351, 3353, and 3355 to: standardize the definition of dwelling unit among three different codes; augment the definition of hotel and motel; clarify where dwelling units may be constructed in commercial districts; update terminology and make language and grammatical changes.
To supplement and amend various sections of the Columbus Building Code	1144/02	30	1569	To supplement and amend various sections of the Columbus Building Code, Title 41, in order to allow for the registration of all general contractors responsible for all work on multi/family, commercial, industrial and institutional structures as governed by the Ohio Basic Building Code (OBC) as well as all new one, two, and three family dwellings for a flat fee as already prescribed in the Building Services Fee Schedule.
To establish new chapter 1934 of the Columbus City Codes	1183/02	30	1584	To establish new chapter 1934 of the Columbus City Codes, 1959, thereby establishing the authority to assess and collect an emergency medical services reimbursement fee.
To repeal ordinance 1128/02	1335/02	31	1686	To repeal ordinance 1128/02 in order to correct a numbering conflict in Chapter 3372 and to supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road/Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency.
To enact new Chapter 373	0754/02	31	1689	To enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax upon the short/term rental of passenger vehicles and to provide for administration and collection of the tax by the City Auditor.
To repeal existing Chapters 3101 and 3103	1368/02	38	1768	To repeal existing Chapters 3101 and 3103 of the Columbus City Code, 1959, and to reorganize existing code language and create new Chapters 3101, 3103, and 3105 in Title 31, "Planning and Platting," to better organize and update the enabling sections of the Planning and Platting Code to be similar to other development related titles and construction, thereby paralleling the Zoning and Building Codes.
To supplement and amend various sections	1415/02	39	1801	To supplement and amend various sections in Title 13, "Refuse Collection Code", in order to allow for the streamlining of code enforcement through the centralization of enforcement staff in the Department of Development while still allowing for the regulation of refuse collection by the Department of Public Service.
To amend Chapter 1105	1447/02	39	1807	To amend Chapter 1105 of the Columbus City Codes, 1959, to modify the current method of assessing front footage fees for tapping into City of Columbus water lines.
To amend Chapters 1105 and 1147	1448/02	39	1808	To amend Chapters 1105 and 1147 of the Columbus City Codes, 1959 to eliminate unnecessary language regarding the grace period and penalty assessment dates of water and sewer bills.
To correct an inadvertent omission in Chapter 3372	1463/02	40	1844	To correct an inadvertent omission in Chapter 3372 (Urban Commercial Overlay) of the Columbus City Codes through a minor amendment to Section 3372.611 (Design Standards).